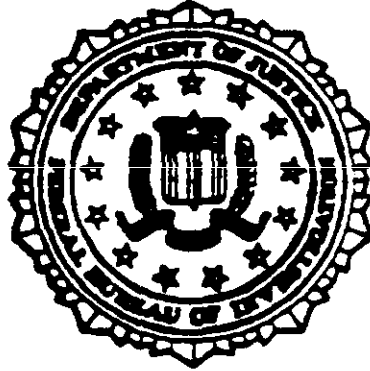


FILE DESCRIPTION



SUBJECT

Thurgood Marshall

FILE NO.

Headquarters file 77-88227

VOLUME NO.

3

218

F B I

Date: 7/18/65

Transmit the following in _____
(Type in plaintext or code)Via Airtel _____
(Priority)

TO: DIRECTOR, FBI

FROM: SAC, WFO (77-72488) (RUC)

THURGOOD MARSHALL
SPIRe WFO airtel 7/16/65. b7C

The CONGRESSIONAL RECORD - SENATE, dated 9/11/62, pages 19007 through 19055, contains information regarding the nomination of the appointee as U. S. Circuit Judge. This material was reviewed by SA [REDACTED]. It contains the comments of Senators who favored, and of those who opposed, the appointee's nomination and detailed material supporting points of view. The following material was selected as of interest.

At the outset Senator JOHNSTON, identified only as the chairman of the subcommittee of the Committee on the Judiciary, spoke against the nomination stressing that appointee's law practice was limited to practice for the National Association for the Advancement of Colored People (NAACP). JOHNSTON mentioned that the full committee took the matter up and reported to the Senate prior to receiving the testimony of the subcommittee even though notified that the subcommittee had concluded the hearings.

JOHNSTON mentioned that although the appointee had practiced law in New York since 1938, he had never been licensed to practice there. JOHNSTON discussed this as the practice of law without a license. JOHNSTON brought out that the question of such practice was brought up in the subcommittee hearings, and that in response to a specific question as to whether the appointee had practiced in New York, the appointee answered, "I did not." b7C

1 Bureau 2B E 10 21 AM
1 WFO

77-88227-135
NOT RECORDED

14 SEP 8 1965

Approved: _____

Special Agent in Charge

79 SEP 15 1965

JOHNSTON charged that the appointee practiced barratry and maintenance (maintaining, supporting, or promoting the litigation of another). JOHNSTON mentioned a case in the district court of Smith County Texas, Seventh Judicial District - the State of Texas against the NAACP. In that case the judge found that the NAACP and its dominated NAACP Legal Defense and Educational Fund among other things to have practiced barratry contrary to the laws of Texas. JOHNSTON mentioned the appointee's association with these organizations. JOHNSTON mentioned that the appointee was questioned as to an appeal to the above case, and the appointee advised that the case was never appealed.

Mr. THURMOND mentioned a case - NAACP against HARRISON in the Supreme Court of Appeals of the State of Virginia. THURMOND said this court upheld a lower court which had held that the solicitation of business by the NAACP violated Virginia law and canons of legal ethics.

JOHNSTON mentioned the appointee's testimony as to his membership in the NATIONAL LAWYERS GUILD subsequent to the resignation of several who resigned because of the Communist domination. He mentioned that the testimony clearly shows that the appointee was the principal speaker at a rally held by the AMERICAN LEAGUE FOR PEACE AND DEMOCRACY. JOHNSTON identified this organization as a Communist front group and quotes the appointee as having testified, "I might have been naive" in accepting the speaking engagement.

THURMOND mentioned the subversive elements which have infiltrated the NAACP and mentioned a speech in this regard documented from the files of the House Committee on Un-American Activities by Representative E. C. GATHINGS of Arkansas. (previously reviewed and reported)

Mr. HART reported that the chairman of the standing committee of the Federal judiciary of the American Bar Association had furnished information that the standing committee had interviewed, in person or by telephone, more than 30 judges and lawyers, approximately half of that number in the second circuit, to which appointee had been nominated and the remainder from other parts of the country. The interviews included Justices of the Supreme Court of the United States, judges of the U. S. Court of Appeals of five different circuits, judges of U. S. District Courts, two former Attorneys General of the United States, and two former Deputy Attorneys General of the United States. Including among these

12

were key advisers on judicial selection to the last four Presidents of the United States. The American Bar Association committee interviewed the appointee. The committee "had no hesitancy whatever in unanimously concluding that Mr. Marshall was well qualified for this appointment."

Senator Keating in speaking for nomination of the appointee said in part that the appointee's nomination has been approved by the interested bar associations. His performance in the court has won him the praise of the Chief Judge. The hours of questioning to which appointee was subject did not develop a single fact casting doubt on his qualifications. "As I have indicated the evidence in this proceeding raised no doubt about Judge Marshall's loyalty."

Among those mentioned in this material as supporting the nomination of the appointee were the following:

The Dean of the Fordham University Law School

The Governor of New York

The American Bar Association (See above)

The Governor of New Jersey

The Association of the Bar of the City of New York

The New York State Bar Association

The above material reports a Yea and Nay vote. There were 24 Yeas, 16 Nays, and 30 not voting. The nomination was confirmed.

F B I

Date: 7/19/65

Transmit the following in _____
(Type in plaintext or code)Via AIRTEL _____
(Priority)

TO: DIRECTOR, FBI

FROM: SAC, NEW YORK (77-26395)

SUBJECT: THURGOOD MARSHALL
SPI

ReNYtel, 7/16/65.

On 7/19/65, [REDACTED] to
Judge MARSHALL advised that he was admitted to practice
before the United States Court of Appeals, Second
Circuit, on March 20, 1961.

Report follows.

① - Bureau
1 - New York

(3)

24 1 19 21 PM '65

77-88227-136
NOT RECORDED
JUL 20 1965

Approved: _____

79 SEP 15

Charge

Sent _____

M

Per _____

The Attorney General

July 19, 1965

Director, FBI

1 - Mr. Belmont
1 - Mr. DeLoach
1 - Mr. Gale
1 - Mr. Cleveland
1 - [REDACTED]

THURGOOD MARSHALL
DEPARTMENTAL APPLICANT
SOLICITOR GENERAL OF THE UNITED STATES

At the request of the White House on July 18, 1965, an investigation concerning Judge Thurgood Marshall's activities since 1961 has been conducted. The results of a 1961 investigation of Judge Marshall were previously furnished to the Department in 1961. The results of a current name check and [REDACTED] record check were furnished to the Deputy Attorney General on July 15, 1965.

Transmitted herewith is a memorandum summarizing the results of investigation concerning Judge Marshall's activities since 1961. A copy of this memorandum has been furnished to the White House.

During the 1940s Judge Marshall, who was then Special Counsel for the National Association for the Advancement of Colored People, Legal Defense and Educational Fund, Incorporated, made several charges against this Bureau in connection with civil rights cases. One of these charges was that a police officer who had allegedly killed a Negro in Tennessee accompanied FBI Agents during their investigation. This allegation was denied by all Agents working on the case. In another charge it was alleged that the FBI could not locate a certain witness whom Judge Marshall had no difficulty in locating. The FBI discontinued attempts to locate this witness when a United States Attorney ordered the investigation held in abeyance.

On one occasion Judge Marshall alleged that the FBI record in cases involving Negroes was notably one-sided and cited four cases claiming the FBI had been unable to solve them but National Association for the Advancement of Colored People investigators had produced either eyewitnesses or the names of the subjects. In these cases the facts were either presented to Federal Grand Juries which did not return indictments or the subject was tried and acquitted. In one of these cases nearly 2,500 interviews were conducted and approximately 100 witnesses appeared before a Federal Grand Jury.

See [REDACTED] Cleveland to Gale, 7-19-65.

Tolson _____
Belmont _____
Mohr _____
DeLoach _____
Casper _____
Callahan _____
Conrad _____
Felt _____
Gale _____
Rosen _____
Sullivan _____
Tavel _____
Trotter _____
Tele. Room _____
Holmes _____
Gandy _____

MAIL ROOM ☐ TELETYPE UNIT ☐



The Attorney General

On another occasion Judge Marshall charged misconduct on the part of Special Agents of the FBI in cases involving Negroes and during interviews with Negroes. Judge Marshall was requested to supply details of the alleged misconduct in order that immediate administrative inquiry could be made and he never answered the request.

Enclosure

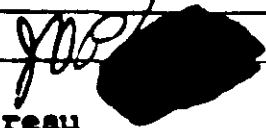

1 - The Deputy Attorney General - Enclosure

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE WASHINGTON FIELD	OFFICE OF ORIGIN BUREAU	DATE 7/16/65	INVESTIGATIVE PERIOD 7/16/65
TITLE OF CASE THURGOOD MARSHALL		REPORT MADE BY 	TYPE 
		CHARACTER OF CASE SPI	b7C

REFERENCE: Bureau telephone call 7/16/65.

- P -

APPROVED 	SPECIAL AGENT IN CHARGE	DO NOT WRITE IN SPACES BELOW	
COPIES MADE: ① Bureau 1 - WFO (77-72488)		77-88227-138	
		NOT RECORDED	
		14 SEP 8 1965	
			
DISSEMINATION RECORD OF ATTACHED REPORT		NOTATIONS	
AGENCY		26 8 11 23 AM '65	
REQUEST RECD.		DO NOT REJECT BY	
DATE FORW.		REC'D	
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BY 50 SEP 15 1965			
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ADMINISTRATIVE

Records of the Internal Security Sub Committee, Senate Committee on the Judiciary, were reported in instant report as containing no additional pertinent information. It is noted, however, that these records show that the appointee is mentioned in the following issues of the Congressional Record:

September 11, 1962, pages 17916 through 17950

July 29, 1963, pages A 4785 through A4815.

The Congressional Record for 7/29/63, Appendix Pages A 4785 through A 4815 were reviewed on 7/16/65. These pages contained the extension of remarks of Congressman E. C. GATHINGS of Arkansas of 7/29/63, in which he referred to a previous speech of 2/23/56. He made specific mention to the appointee on Page A 4814 and the information which he gave was not additionally pertinent. It represented material which he had obtained from HCUA.

LEADSWASHINGTON FIELDAT WASHINGTON, D.C.

Will report results of review of the Congressional Record for 9/11/62, and set out appropriate leads.

State Security, outstanding.

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to:

b7c

Report of:

Date:

7/16/65

Office: Washington, D.C.

Field Office File #: 77-72488

Bureau File #:

Title:

THURGOOD MARSHALL

Character:

SPECIAL INQUIRY

Synopsis:

White House records show nomination as Solicitor General. Department of Justice records contained no additional pertinent information. OPF reviewed, U. S. Courts, and employment record set forth. Service as a Grantee by Department of State set out. Senator ROBERT F. KENNEDY advised appointee by reputation has done a good job and he has no adverse comments. No additional pertinent information CIA or HCUA. Bar records checked. Passport records set out. No additional pertinent information Internal Security Subcommittee. No additional pertinent information CSC.

- P -

DETAILS: AT WASHINGTON, D.C.

b7c

White House Office

On July 16, 1965, [REDACTED] advised SA [REDACTED] that the files contained the following information:

4/22/61:

Appointed Personal Representative of the President with the rank of Special Ambassador to attend ceremonies incident of the celebration of the independence of Sierra Leone, within the British Commonwealth scheduled to be held at Freetown beginning April 24, 1961.

10/5/61:

Recess appointment, U. S. Circuit Judge for the Second Circuit.

1/15/62:

Nominated.

9/11/62:

Confirmed.

9/14/62:

Commission dated.

9/14/62:

Commission signed by the President, U. S. Circuit Judge for the Second Circuit.

7/14/65:

Nominated to be Solicitor General of the United States.

The files contained no additional pertinent information.

[REDACTED] the White House Office, advised SA [REDACTED] that her files contain no record of the appointee.

b7c
1200

Department of Justice

On July 16, 1965, SA [REDACTED] reviewed the appointee's file at the Office of the Deputy Attorney General, U. S. Department of Justice. It showed he is currently under consideration for the position of Solicitor General of the U. S., U. S. Department of Justice, but has not entered on duty. No additional pertinent information was contained in the file.

b7c

United States Courts

On July 16, 1965, SA [REDACTED] reviewed the official personnel file concerning THURGOOD MARSHALL maintained at the Personnel Division, Administrative Office of the U. S. Courts, Washington, D. C., which reflects he received a commission on October 5, 1961, signed by the then President of the United States, JOHN F. KENNEDY, as U. S. Circuit Judge, Second Circuit, and he was sworn in on October 23, 1961, as Judge, U. S. Court of Appeals, Second Circuit, at \$25,000 per annum with duty station at New York City, where he is presently employed.

This file reflects his birth as July 2, 1908, at Baltimore, Maryland.

[REDACTED]

No additional pertinent information appeared therein.

129

Department of State

On July 16, 1965, [REDACTED] Reports Officer, Bureau of Educational and Cultural Affairs, advised that the records of her office show that the appointee was a Grantee. He was given a grant as a United States Specialist, Number 3-20330, for the period May 28, 1963, through July 29, 1963. His grant covered travel in Kenya, Tanganyika, and Uganda. His purpose was to discuss human rights and the law in the United States. b7c

[REDACTED] explained that the records show MARSHALL's employment as a United States Judge.

b7c

31 COMMENTS OF UNITED STATES SENATORS

On July 16, 1965, ROBERT F. KENNEDY, United States Senator, New York, advised SA [REDACTED] that he has known the appointee by reputation only for a number of years and has had no personal or social contact with him. He has heard more of the appointee's reputation since the appointee has served as a judge in New York. KENNEDY understands that the appointee has done a good job, that he knows nothing adverse as to the appointee's character, associates, reputation or loyalty. He has no adverse comments regarding the appointee's appointment to the position of Solicitor General.

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MISCELLANECUS

On July 16, 1965, SA [REDACTED] caused a check to be made of the records of the Central Intelligence Agency and no additional pertinent information was located for the appointee.

On July 16, 1965, the records of the House Committee on Un-American Activities were reviewed by IC [REDACTED] and no additional pertinent information was located concerning the appointee.

On July 16, 1965, IC [REDACTED] caused a search to be made of the files of the following organizations concerning bar membership and no record was found for the appointee:

Committee on Admissions and Grievances, U.S.
District Court for the District of Columbia (USDCDC)
Lawyers Register, USDCDC
District of Columbia Bar Association
Federal Bar Association

The records of the Supreme Court of the U.S. disclosed he was admitted to practice before this court on December 8, 1939, and is in good standing.

119

WFO 77-72488

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IC [REDACTED] on July 16, 1965, reviewed the files of the Bureau of Personnel Investigations, Civil Service Commission, and no additional pertinent information was noted therein regarding THURGOOD MARSHALL.

139

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On July 16, 1965, IC [REDACTED] reviewed the appointee's file at the Passport Office, Department of State, which listed his birth as July 2, 1908, at Baltimore, Maryland.

This file is being brought up to date since reviewed on September 19, 1961, by IC [REDACTED] FBI.

MARSHALL was issued Passport Number D 455600 on June 18, 1963, for a three weeks trip to Kenya, Africa, Tanganyika, and Uganda. He listed his purpose of trip as "State Department Grantee."

He indicated that he was last married on December 17, 1955, to CECILIA SUYAT MARSHALL, [REDACTED] a United States citizen, and that the marriage has not been terminated. He stated that he was previously married on September 4, 1929, to VIVIEN BUREY, born February, 1911, at Philadelphia, Pennsylvania, and that the marriage was terminated by death on February, 1955. He listed his parents as WILLIAM C., born (date not listed) at Baltimore, Maryland, and NORMA A. WILLIAMS, born (date not listed) at Baltimore, Maryland.

28

96


WFO 77-72488
[REDACTED]

b7c

Internal Security Sub Committee
Senate Committee on the Judiciary

On July 17, 1965, [REDACTED] Chief Investigator, advised SA [REDACTED] that the records of this sub committee contain no additional pertinent information concerning the appointee.



FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE CHICAGO	OFFICE OF ORIGIN BUREAU	DATE 7/16/65	INVESTIGATIVE PERIOD 7/16/65
TITLE OF CASE THURGOOD MARSHALL		REPORT MADE BY 	b7C
		CHARACTER OF CASE DAPLI	

REFERENCES: Bureau telephone call to Chicago 7/16/65.
Chicago teletype to Director 7/16/65.

- RUC -

- A* -
COVER PAGE

APPROVED 	SPECIAL AGENT IN CHARGE	DO NOT WRITE IN SPACES BELOW
COPIES MADE: ③ - Bureau (77-88227) (AM) 1 - Chicago (77-12343)		77-88227-139 NOT RECORDED 14 JUL 19 1965
Dissemination Record of Attached Report		Notations
Agency		 b7C
Request Recd.		
Date Fwd.		
How Fwd.		
By		

50 SEP 16 1965

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to:

b7C

Report of: [REDACTED]
Date:

7/16/65

Office: CHICAGO

Field Office File #: 77-12343

Bureau File #: 77-88227

Title: THURGOOD MARSHALL

Character: DEPARTMENTAL APPLICANT

Synopsis: Applicant current member in good standing of American Bar Association and National Bar Association, Chicago. No grievances noted.

- RUC -

CG 77-12343

DETAILS:

Affiliations

American Bar Association (ABA)
1155 East 60th Street
Chicago, Illinois

[REDACTED] ABA, advised from records on July 16, 1965, that the applicant was elected to the ABA on April 24, 1964. He is a current member in good standing and there are no grievances listed against him. His birth is shown as July 2, 1908 (place not listed), and he was admitted to the Bar in 1933 in the State of Maryland. His address is recorded as U. S. Court of Appeals, Foley Square, New York City.

[REDACTED] advised that she could not suggest anyone with the national organization of the ABA, Chicago, who might be acquainted with the applicant.



National Bar Association (NBA)
309 East 47th Street
Chicago, Illinois

b7c


[REDACTED] NBA, advised on July 16, 1965, that the applicant is a current member of the NBA, exact date unknown. He stated there is no unfavorable information or grievances concerning the applicant.

[REDACTED] advised that he is not personally acquainted with the applicant but based on "hearsay" the application is an individual of excellent moral character, a loyal American citizen and one whose associates are people of excellent reputation.

FEDERAL BUREAU OF INVESTIGATION

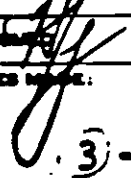

REPORTING OFFICE BOSTON	OFFICE OF ORIGIN BUREAU	DATE 7/19/65	INVESTIGATIVE PERIOD 7/16 & 17/65
TITLE OF CASE THURGOOD MARSHALL		REPORT MADE BY 	TYPE 
		CHARACTER OF CASE SPI	

b7C

REFERENCES: New York teletype to Bureau and Boston, 7/16/65;
 Boston teletype to Bureau, 7/16/65;
 Boston telephone call to New York, 7/16/65;
 Report of SA  dated 9/15/61
 at Boston.

- RUC -

- A* -
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APPROVED 		SPECIAL AGENT IN CHARGE	DO NOT WRITE IN SPACES BELOW	
COPIES MADE: 3 - Bureau (77-88227) 1 - Boston (77-10147)			77-18227-140	
			NOTED JUL 21 1965	b7C
Dissemination Record of Attached Report			Notations 	
Agency				
Request Recd.				
Date Fwd.				
How Fwd.				
By	30	SEP 1 1965		

30

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to:

b7c

Report of:
Date:

7/19/65

Office: Boston, Massachusetts

Field Office File #:

77-10147

Bureau File #: 77-88227

Title:

THURGOOD MARSHALL

Character:

SPECIAL INQUIRY

Synopsis:

Acquaintance [redacted] recommends.
Acquaintance [redacted] and
associate [redacted] not located.

- RUC -

b7c

DETAILS:

Investigation at Vineyard Haven, Massachusetts, was conducted by SA [redacted] at Kennebunkport, Maine, by SA [redacted] and at Boston, Massachusetts, by SA [redacted]

ACQUAINTANCES

Acquaintance [redacted]

New York City, and [redacted]

[redacted] Massachusetts, advised he has known appointee well both socially and professionally for the past ten years.

He recommended appointee unconditionally for the position of Solicitor General. He considers appointee a very able, experienced attorney and a man of high principles. He said appointee is of unquestioned loyalty to the United States and a man of excellent character, reputation, and associates.

1301

BS 77-10147

On July 17, 1965, [REDACTED]
[REDACTED] Kennebunkport, Maine, advised that he is the
[REDACTED] of acquaintance [REDACTED] and
[REDACTED] is in Europe and not available for interview.

b7C

ASSOCIATE

On July 16, 1965, [REDACTED]
[REDACTED] Boston, Massachusetts, was contacted in
an effort to reach [REDACTED], associate of appointee.
[REDACTED] said if [REDACTED] was in town, he had not contacted him,
and he also determined [REDACTED] had not been in touch with
local National Association for the Advancement of Colored
People office. He stated he would advise this office if he
ascertained [REDACTED] whereabouts.

1302

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE ALBANY	OFFICE OF ORIGIN BUREAU	DATE 7/19/65	INVESTIGATIVE PERIOD 7/16/65
TITLE OF CASE THURGOOD MARSHALL		REPORT MADE BY SA [REDACTED]	TYPED BY [REDACTED]
		CHARACTER OF CASE SPI <i>b7C</i>	

REFERENCE:

New York teletype to Bureau 7/16/65.
Albany teletype 7/16/65:
- RUC -

b7C

(A* COVER PAGE)

<p>APPROVED <i>[Signature]</i></p> <p>SPECIAL AGENT IN CHARGE</p> <p>COPIES MADE:</p> <p>1 - Bureau</p> <p>1 - Albany (161-612)</p>	<p style="text-align: center;">DO NOT WRITE IN SPACES BELOW</p> <div style="border: 1px solid black; padding: 5px; margin: 5px;"> <p style="font-size: 1.5em; margin: 0;">77-88227-141</p> <p style="margin: 0;">NOT RECORDED</p> <p style="margin: 0;">15 JUL 21 1965</p> </div> <p style="margin-top: 10px;">[REDACTED]</p>
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DISSEMINATION RECORD OF ATTACHED REPORT				
AGENCY	REQUEST REC'D	DATE FORW.	HOW FORW.	BY

266 E 1320 AM '65

HOW INJECT FOR REC'D

1303

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to:

Report of:
Date:

SA [REDACTED]
July 19, 1965

Office: ALBANY

b7C

Field Office File No.:

AL 161-612

Bureau File No.:

Title:

THURGOOD MARSHALL

Character:

SPECIAL INQUIRY

Synopsis:

[REDACTED] Vermont, US Circuit Court of Appeals, New York City, NY, advised he is not acquainted with Mr. MARSHALL and knows nothing of his ability or activities and therefore, could not recommend him one way or the other.

- RUC -

b7C

DETAILS:

[REDACTED] VERMONT

[REDACTED] Vermont, [REDACTED] United States Circuit Court of Appeals, New York City, New York, on July 16, 1965, advised that [REDACTED] prior to the time that Mr. THURGOOD MARSHALL was made a judge and all he knows about him is what he has read in the newspapers. He said he never met Mr. MARSHALL and has never heard any adverse criticism from former colleagues concerning him. He said he knows nothing of his ability or activities and, therefore, would be unable to recommend him one way or the other for a confidential position with the Government

- 1 -

304



FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE NEW HAVEN	OFFICE OF ORIGIN BUREAU	DATE 7/20/65	INVESTIGATIVE PERIOD 7/16 - 19/65
TITLE OF CASE THURGOOD MARSHALL		REPORT MADE BY SA [REDACTED]	TYPE [REDACTED]
		CHARACTER OF CASE SPECIAL INQUIRY	

REFERENCE

New York telephone call dated 7/16/65.
New Haven teletype dated 7/17/65.

- RUC -

APPROVED 	SPECIAL AGENT IN CHARGE	DO NOT WRITE IN SPACES BELOW	
COPIES MADE: 2 - Bureau 1 - New Haven (161-659)		77-20227-42	
		NOT RECORDED	
		JUL 21 1965	
DISSEMINATION RECORD OF ATTACHED REPORT		NOTATIONS	
AGENCY		 NON-THREAT INFO REC'D	
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DATE FWD.			
HOW FWD.			
BY			

80 JUL 10 1965

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to:

b7c

Report of: SA [REDACTED]
Date: July 20, 1965

Office: NEW HAVEN

Field Office File #: 161-659

Bureau File #:

Title: THURGOOD MARSHALL

Character: SPECIAL INQUIRY

Synopsis: Judges of the Second Circuit, United States Court of Appeals residing in Connecticut, all recommend MARSHALL as to ability, sincerity, impartiality, reputation and for position as Solicitor General of the United States.

- RUC -

DETAILS:ASSOCIATES

1306

b7C

On July 16, 1965, [REDACTED], U.S. Court of Appeals for the Second Circuit, advised as follows:

[REDACTED] has been acquainted professionally with MARSHALL since the fall of 1961. He has found MARSHALL to be respectable, reliable, responsible, trustworthy, modest, sincere, and a devoted family man who possesses a good sense of humor. MARSHALL is the possessor of a bright quick mind, and is well liked by his fellow judges.

[REDACTED] regards MARSHALL as a person of excellent character, morals and reputation.

MARSHALL's associates who are known to [REDACTED] are responsible individuals and MARSHALL has used good judgment in the choice of associates. [REDACTED] never has had any reason to question MARSHALL's loyalty to the United States.

Because of his interest in civil rights and tripe taken on behalf of the U.S. Government, MARSHALL has not devoted as much time to the business of the U.S. Court of Appeals for the Second District as have other judges. He is not as well trained as a judge as are other members of the Court and is less useful because of this. He has had a more narrow experience as a lawyer than other judges of the court. b7C

MARSHALL's previous background and experience have given him a somewhat narrower view than other judges of the court. He has strong views on civil rights and is not as balanced and impartial in this field as are other judges of the court. According to [REDACTED] MARSHALL is a less able judge than other members of the court.

[REDACTED] furnished the above information to SA [REDACTED]

1307

b7c

On July 16, 1965, [REDACTED]
U. S. Court of Appeals, Second Circuit, residing at [REDACTED]
[REDACTED] advised SA [REDACTED]
[REDACTED] that he has known MARSHALL for the past three
years as an associate. He noted that the appointee,
according to the press has been appointed U.S. Solicitor
General.

He stated he knows no reason why the appointee would not
do a fine job at this position. He pointed out that the
appointee's background is radically different than the
backgrounds of previous men who have held this position.
He explained that the appointee all this life has been a
protagonist for the NAACP (National Association for the
Advancement of Colored People), and the bulk of his
experience has been pleading the cause of the colored
people. He advised that appointee has done a fine job
and possesses all the necessary qualifications to present
cases to the Supreme Court of the United States with ability
and as he sees them. He stated appointee is a person of the
highest character and reputation and there is no doubt as to
his loyalty to the United States.

He added appointee is a thoroughly practical fellow who
has had a broad experience with people. He noted appointee
grew up the hard way and knows what life is all about. He
concluded by stating the appointee is exceedingly well
qualified to present any case in court and he has confidence
that the appointee will do a good job as U. S. Solicitor
General.

1303



NH 161-839

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On July 16, 1965, retired United States Judge THOMAS W. SWAN, Second Circuit Court of Appeals, River Road, Guilford, Connecticut, advised S [REDACTED] he has known MARSHALL as a fellow judge and sat on bench with him. He regards MARSHALL as an able, sincere and impartial person. He believes MARSEALL to be honest man of dedicated convictions of equality for all. He endorses MARSHALL as Solicitor General.

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FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE NEW YORK	OFFICE OF ORIGIN BUREAU	DATE 7/20/65	INVESTIGATIVE PERIOD 7/26/65 - 7/29/65
TITLE OF CASE THURGOOD MARSHALL		REPORT MADE BY 	TYPED BY 
		CHARACTER OF CASE SPECIAL INQUIRY	b7C

REFERENCE:

New York teletype to the Bureau, dated 7/16/65.



- RUC -

ADMINISTRATIVE

Informants in this report are being designated in accordance with reports previously submitted concerning MARSHALL in 1961.

The article entitled, "New Vista Given To Episcopalians", which appeared in the October 24 issue of the "New York Times" mentioned in this report was previously furnished to the Bureau by airtel dated 7/16/65.

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APPROVED 	SPECIAL AGENT IN CHARGE	DO NOT WRITE IN SPACES BELOW	
COPIES MADE		77-88227-143 NOT RECORDED 12 JUL 21 1965	
1-Bureau 1-New York (77-26395)			
DISSEMINATION RECORD OF ATTACHED REPORT		NOTATIONS	
AGENCY			
REQUEST FROM			
DATE FORW.			
HOW FORW.			
BY			

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INFORMANTS

Identity of Source

[REDACTED]

File Number Where Located

Instant report.

[REDACTED]

- B* -
COVER PAGE

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UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to:

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Report of:

[REDACTED]

On: New York, New York

Date:

7/20/65

Field Office File #:

77-26395

Bureau File #:

Title:

THURGOOD MARSHALL

Character:

SPECIAL INQUIRY

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Synopsis:

Appointee's colleagues on the Federal bench recommend him highly. Other associates including New York State Judge, attorneys and others also recommend. Appointee has favorable credit rating and no arrest record located. [REDACTED] advised that [REDACTED] stated that ~~MURKIN~~ SOBELL would have a better chance in court in view of the statement by Judge MARSHALL to the effect that he would give ETHEL ROSENBERG a new trial if she appeared in his court. Appointee reported to be member of the Association of the Bar of New York City and New York County Lawyers Association. Confidential informants contacted with negative results.

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DETAILS:

EMPLOYMENT

UNITED STATES CIRCUIT COURT OF APPEALS
SECOND CIRCUIT, POLEY SQUARE,
NEW YORK, NEW YORK

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[REDACTED] TO JUDGE THURGOOD
MARSHALL, ADVISED SA [REDACTED] JULY SIXTEEN THAT JUDGE
MARSHALL HAS CONTINUOUSLY SERVED ON THE BENCH SINCE HIS
APPOINTMENT IN NINETEEN SIXTY ONE. HE CURRENTLY RESIDES AT
FIVE ZERO ONE WEST ONE HUNDRED TWENTY THIRD STREET, NY, NY,
ALONG WITH WIFE, TWO SONS, AND HIS AUNT, MEDIA DODSON, THE
LATTER MOVING IN WITH JUDGE MARSHALL AFTER HER HUSBAND'S DEATH.
DODSON IS APPOINTEE'S MOTHER'S SISTER. SHE RECOMMENDED HIM HIGHLY.

[REDACTED] U. S. COURT OF APPEALS, FOR
THE SECOND CIRCUIT, ADVISED SA [REDACTED] JULY SIXTEEN THAT HE HAS
KNOWN APPOINTEE SINCE HE WAS APPOINTED IN NINETEEN SIXTY ONE.
HAS NEVER BEEN TO HIS HOME BUT HAS MET HIS WIFE. [REDACTED] STATED
APPOINTEE TRIES TO MAXIMUM OF HIS CAPACITY TO PERFORM HIS
DUTIES AS AN APPELLATE JUDGE. BASICALLY, ACCORDING TO [REDACTED]

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[REDACTED] THE APPOINTEE IS AN ADVOCATE AND A GOOD ADVOCATE. HE ADDED THAT APPOINTEE HAS HAD MUCH EXPERIENCE ARGUING CASES IN THE U. S. SUPREME COURT AND THE NECESSARY EXPERIENCE FOR THE POSITION OF SOLICITOR GENERAL OF THE U. S. HE STATED THAT THE APPOINTEE'S JUDICIAL TEMPERAMENT AS AN APPELLATE JUDGE COULD ONLY BE ASCERTAINED BY REVIEWING HIS OPINIONS. HE STATED THERE IS NO QUESTION AS TO HIS LOYALTY TO THE UNITED STATES.

[REDACTED] U. S. COURT OF APPEALS, FOR THE SECOND CIRCUIT, ADVISED SA [REDACTED] ON JULY SIXTEEN THAT HE HAS KNOWN THE APPOINTEE SINCE NINETEEN SIXTYONE. HE STATED HE BELIEVES THAT JUDGE MARSHALL IS A GOOD JUDGE, AND HE KNOWS NO ONE WHO HAS ANY FINER CHARACTER THAN THE APPOINTEE. HE DESCRIBED THE APPOINTEE AS A MAN OF UNQUESTIONABLE INTEGRITY WHO INSISTS ON THE FULL TREATMENT IN EVERY THING HE DOES. HE ADVISED THAT THE APPOINTEE IS VIGOROUSLY ANTI-COMMUNIST AS SHOWN IN HIS EFFORTS TO KEEP THE NAACP FROM BEING INFILTRATED WHEN HE WAS WITH THIS ORGANIZATION. HE STATED THE APPOINTEE IS A GOOD MAN FOR THE JOB FOR WHICH HE IS BEING CONSIDERED.

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[REDACTED] UNITED STATES DISTRICT COURT,

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SOUTHERN DISTRICT OF NY, ADVISED SA [REDACTED] ON JULY SIXTEEN THAT HE HAS KNOWN THE APPOINTEE SINCE NINETEEN SIXTYONE AND DESCRIBED JUDGE MARSHALL AS EVERY INCH A GENTLEMAN AND A SCHOLAR WHO IS VERY LOYAL TO THE U. S. HE STATED HE COULDN'T NOT THINK OF ANYTHING BUT THE HIGHEST PRAISE FOR JUDGE MARSHALL. HE MET APPOINTEE'S WIFE ON SEVERAL OCCASIONS AND FINDS HER AN ATTRACTIVE WOMAN OF GOOD CHARACTER. HE ADVISED HE FEELS THAT JUDGE MARSHALL IS A GOOD MAN FOR THE POSITION FOR WHICH HE HAS BEEN APPOINTED AND HE WOULD SO RECOMMEND HIM. b7c

[REDACTED] U. S. DISTRICT COURT, SOUTHERN DISTRICT OF NY, ADVISED SA [REDACTED] ON JULY SIXTEEN THAT HE FIRST MET APPOINTEE IN NINETEEN SIXTYONE. HE STATED APPOINTEE HAS BECOME AN EXCELLENT JUDGE WITH GREAT UNDERSTANDING AND ONE OF THE MOST COOPERATIVE PERSONS HE KNOWS. HE STATED APPOINTEE HAS AN EXCELLENT JUDICIAL TEMPERAMENT AND HE HAS NO REASON WHATSOEVER TO QUESTION HIS LOYALTY TO THE UNITED STATES. HE RECOMMENDED HIM FOR THE APPOINTMENT FOR WHICH HE IS BEING CONSIDERED. b7c

[REDACTED] ADVISED SA [REDACTED] ON JULY SIXTEEN

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THAT HE HAS KNOWN THE APPOINTEE FOR SIX OR SEVEN YEARS AND JUDGE MARSHALL HAS BEEN A FINE JUDGE SINCE BEING APPOINTED TO THE BENCH. HE STATED THE APPOINTEE IS EXTREMELY WELL QUALIFIED FOR THE POSITION OF SOLICITOR GENERAL. HE HAS MET APPOINTEE'S WIFE ON SEVERAL OCCASIONS, BUT DOES NOT KNOW HER WELL ENOUGH TO COMMENT CONCERNING HER. HE STATED APPOINTEE HAS EXCELLENT JUDICIAL TEMPERAMENT AND IS EXCELLENT ON CRIMINAL MATTERS. HE RECOMMENDS. b7c

[REDACTED] ADVISED SA [REDACTED] ON JULY SIXTEEN THAT HE HAS KNOWN APPOINTEE SINCE NINETEEN SIXTYONE AND FINDS HIM A VERY COMPETENT JUDGE. HE HAS ARGUED APPEALS BEFORE THE APPOINTEE AND HAS FOUND HIM EXTREMELY ALERT TO PROBLEMS AND ONE WHO GETS THROUGH TO THE HEART OF THE MATTER. THERE HAS NEVER BEEN ANY REASON TO QUESTION APPOINTEE'S LOYALTY TO THE UNITED STATES AND HE WOULD RECOMMEND HIM FOR THE POSITION OF SOLICITOR GENERAL OF THE U. S.

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[REDACTED] UNITED STATES DISTRICT COURT, SOUTHERN DISTRICT OF NEW YORK, A RESIDENT OF [REDACTED] ADVISED ON JULY SIXTEEN, NINETEEN SIXTY FIVE, THAT HE FIRST MET THURGOOD MARSHALL ABOUT NINETEEN SIXTY ONE WHEN MARSHALL WAS APPOINTED TO THE SECOND CIRCUIT UNITED STATES COURT OF APPEALS. MARSHALL HAD HAD NO PRIOR JUDICIAL EXPERIENCE BUT HAD HAD CONSIDERABLE EXPERIENCE AS ATTORNEY FOR THE NATIONAL ASSOCIATION FOR THE ADVANCEMENT OF COLORED PEOPLE (NAACP), AND SOME OF THAT EXPERIENCE WAS ARGUING CASES BEFORE UNITED STATES SUPREME COURT. HE STATED THAT MARSHALL HAD REVIEWED CASES THAT HAD PREVIOUSLY BEEN ADJUDICATED BY [REDACTED] IN THE DISTRICT COURT. [REDACTED] STATED HE CONSIDERED MARSHALL'S KNOWLEDGE OF THE LAW TO BE EXCELLENT. HIS DECISIONS ARE CONSIDERED BY [REDACTED] TO BE VERY FAIR AND THAT MARSHALL ONLY "CALLS THEM AS HE SEES THEM". HE STATED THAT HIS ONLY SOCIAL CONTACTS WITH MARSHALL HAVE BEEN AT JUDICIAL CONFERENCES, AND ON ONE OCCASION AT A DINNER IN NEW YORK CITY.

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YORK CITY WHERE [REDACTED] ALSO MET MRS. MARSHALL. HE
STATED THAT MRS. MARSHALL IMPRESSED HIM AS BEING A VERY
CHARMING LADY WHOM HE CONSIDERED ONE OF THE FINEST HE
HAS MET. HE SAID THAT MARSHALL AS A JUDGE HAS AN EXCELLENT
SENSE OF HUMOR AND HE CAN SEE NOTHING UNFAVORABLE CONCERNING
HIM. HE CONSIDERS HIM HONEST, TRUSTWORTHY AND A LOYAL
AMERICAN CITIZEN WHOM HE WOULD RECOMMEND FOR A POSITION
OF SOLICITOR GENERAL IN THE UNITED STATES DEPARTMENT OF
JUSTICE. [REDACTED] WAS INTERVIEWED BY SA [REDACTED]
[REDACTED]

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ON JULY SIXTEEN SIXTY FIVE, [REDACTED]
CIRCUIT COURT OF APPEALS, FOLEY SQUARE, NYC, ADVISED
SPECIAL AGENT [REDACTED] THAT HE WAS ACQUAINTED b7C
WITH APPOINTEE PRIOR TO APPOINTEE'S APPOINTMENT AS A
CIRCUIT COURT OF APPEALS JUDGE. HE KNEW HIM PRIMARILY
THROUGH HIS REPUTATION AS AN ATTORNEY FOR THE NAACP.
[REDACTED] STATED THAT APPOINTEE HAS MADE A FINE
APPEARANCE AS A CIRCUIT COURT OF APPEALS JUDGE AND
HAS BEEN A GOOD COLLEAGUE. [REDACTED] STATED HE
KNOWS NOTHING WHICH WOULD REFLECT UNFAVORABLY REGARDING
APPOINTEE WHATSOEVER, AND IS SORRY TO SEE HIM LEAVE.
HE STATED HE KNEW OF NO REASON WHY APPOINTEE'S APPOINTMENT
AS UNITED STATES SOLICITOR GENERAL SHOULD NOT BE
CONFIRMED BY THE UNITED STATES SENATE. b7C

ON JULY SIXTEEN SIXTY FIVE, [REDACTED]
UNITED STATES DISTRICT JUDGE, FOLEY SQUARE, NYC,
ADVISED SPECIAL AGENT [REDACTED] THAT HE KNEW
THAT APPOINTEE IS A PERSON WHO WOULD ALWAYS PLACE
HIS PRINCIPLES ABOVE PERSONAL GAIN. APPOINTEE IS A

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PERSON OF THE HIGHEST MORALES, IS RELIABLE, DECENT,
TEMPERATE, AND AN OUTSTANDING INDIVIDUAL. APPOINTEE
HAS A VERY GOOD SENSE OF HUMOR, AND TO HIS UNDERSTANDING,
HAS DONE AN OUTSTANDING JOB AS A CIRCUIT COURT OF
APPEALS JUDGE. [REDACTED] COULD NOT RECOMMEND
APPLICANT HIGHLY ENOUGH FOR THE POSITION OF UNITED
STATES SOLICITOR GENERAL.

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ON JULY SIXTEEN INSTANT [REDACTED]

SECOND CIRCUIT COURT OF APPEALS, WAS INTERVIEWED AT [REDACTED]

[REDACTED] BY SA [REDACTED]

[REDACTED] ADVISED HE HAS KNOWN THE APPOINTEE ONLY SINCE NINETEEN SIXTY ONE, WHEN HE WAS APPOINTED TO THE SECOND CIRCUIT COURT OF APPEALS. [REDACTED] ADVISED THE APPOINTEE HAS DONE A CAPABLE JOB AND HIS ONLY FAILING IS THAT HE DOES NOT HAVE A FULL BACKGROUND IN GENERAL LAW. [REDACTED] ADVISED THE APPOINTEE IS AN ABLE, INTELLIGENT MAN, WHO IS "MARVELOUS IN CIVIL RIGHTS". HE HAS SEEN THE APPOINTEE AND HIS WIFE ON SEVERAL SOCIAL OCCASIONS AND REGARDS THEM AS LOYAL AMERICANS OF EXCELLENT CHARACTER, REPUTATION AND ASSOCIATES. HE RECOMMENDED THE APPOINTEE FOR A POSITION OF TRUST AND CONFIDENCE WITH THE UNITED STATES GOVERNMENT. b7C

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ON JULY NINETEEN, SIXTY FIVE, [REDACTED]
[REDACTED] TO THE APPOINTEE, ADVISED THAT HE WAS ADMITTED
TO PRACTICE BEFORE THE UNITED STATES COURT OF APPEALS
FOR THE SECOND CIRCUIT ON MARCH TWENTY, SIXTY ONE.

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[REDACTED]
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ASSOCIATES
[REDACTED]
[REDACTED]

[REDACTED] N.Y.,
ON JULY SIXTEEN SIXTY-FIVE ADVISED SA [REDACTED] THAT HE HAS
KNOWN THE APPOINTEE SINCE NINETEEN TEN OR NINETEEN ELEVEN AND
HAS FOLLOWED HIS ACTIVITIES AND PROGRESS CLOSELY OVER THE YEARS.
HE HAS GREAT ADMIRATION FOR MARSHALL AND HAS BEEN INTENSELY b7c
INTERESTED IN HIS SUCCESS AND ADVANCEMENT. MARSHALL IS "A-1" AND
"FIRST CLASS" IN EVERY RESPECT AS FAR AS HE IS CONCERNED. [REDACTED]

[REDACTED] STATED THAT THURGOOD MARSHALL IS A CREDIT TO HIS RACE AND
A CREDIT TO HIS COUNTRY. HE ADVISED THAT NONE OF HIS OPINIONS
REGARDING THE APPOINTEE WOULD HAVE CHANGED SINCE HIS LAST INTERVIEW
ON THIS SUBJECT IN NINETEEN SIXTY-ONE.

[REDACTED] FURTHER ADVISED THAT HE BELIEVED THE APPOINTEE
TO POSSESS THE VERY HIGHEST ABILITY IN LAW AND THE JUDICIARY.
HE STATED THAT MARSHALL WAS A "JUDGE AMONG JUDGES" JUST AS HE WAS A
"LAWYER AMONG LAWYERS." THE APPOINTEE IS ALSO A PERFECT GENTLEMAN
AND THERE HAS NEVER BEEN THE SLIGHTEST TAINT TO HIS PERSONAL OR
PUBLIC LIFE. HE HAS NEVER BEEN ASSOCIATED WITH AN ORGANIZATION
OF A QUESTIONABLE NATURE AND HAS NEVER BEEN ENGAGED IN ANY


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ACTIVITIES WHICH COULD BE IN THE SLIGHTEST CRITICIZED. HE ADVISED THAT HE WOULD HIGHLY RECOMMEND THE APPOINTEE IN ALL RESPECTS.

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ON JULY SEVENTEEN, SIXTY FIVE, [REDACTED]

[REDACTED] NEW YORK CITY, ADVISED SA [REDACTED]

[REDACTED] THAT HE IS STILL THE APPOINTEE'S [REDACTED]

AND HE SEES THE APPOINTEE PROFESSIONALLY TWO OR THREE TIMES
A YEAR [REDACTED] STATED HE ALSO SEES THE APPOINTEE OCCASIONALLY
ON A SOCIAL BASIS USUALLY AT THE APPOINTEE'S HOME.

[REDACTED] ADVISED THAT HIS OPINION REGARDING THE APPOINTEE
HAS NOT CHANGED SINCE HE WAS INTERVIEWED IN NINETEEN SIXTY
ONE. HE STATED HE STILL HAS THE HIGHEST REGARD FOR THE
APPOINTEE'S INTEGRITY AND FEELS HE IS A PERSON OF EXCELLENT
CHARACTER, REPUTATION AND ASSOCIATES [REDACTED] STATED THAT
APPOINTEE'S LOYALTY TO THE UNITED STATES IS BEYOND REPROACH.

[REDACTED] ADVISED THAT AS FAR AS HE IS CONCERNED, THE APPOINTEE
IS OF HIGH LEGAL ABILITY AND WILL CONTINUE TO DO AN
EXCELLENT JOB FOR THE UNITED STATES GOVERNMENT IN ANY
CAPACITY. b7c

[REDACTED] ADVISED THAT [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

[REDACTED] IT IS HIS
OPINION THAT THE APPOINTEE IS IN EXCELLENT PHYSICAL CONDITION.

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ON SEVEN SIXTEEN SIXTY FIVE, MR. ARTHUR SPINGARN, ATTORNEY, THREE ZERO SIX WEST FORTY FOURTH STREET, NYC, ADVISED SPECIAL AGENT [REDACTED] THAT HE IS PRESIDENT OF THE NAACP AND THAT HE HIRED MARSHALL WHEN HE, SPINGARN, WAS CHAIRMAN OF THE LEGAL COMMITTEE OF THE NAACP. HE RECALLED BEING INTERVIEWED CONCERNING MARSHALL IN NINETEEN SIXTY ONE AND SAID THAT HE STILL HOLDS THE SAME HIGH OPINION OF MARSHALL AS HE DID THEN. HE STATED THAT HE HAS MAINTAINED THE SAME CLOSE ASSOCIATION WITH MARSHALL DURING THE PAST FOUR YEARS AND THAT MARSHALL AND HIS FAMILY FREQUENTLY SPENT SUMMER VACATIONS WITH SPINGARN AT SPINGARN'S SUMMER HOME IN ARDENIA, NEW YORK, UNTIL TWO YEARS AGO WHEN THE HOME BURNED DOWN. HE SAID MARSHALL IS IN THE PROCESS OF BUILDING A COTTAGE ON THE LAND. HE ADDED THAT AS A UNITED STATES CIRCUIT COURT JUDGE MARSHALL ADDED STATURE, AN EXCELLENT REPUTATION AS A COMPETENT FAIR INDIVIDUAL WITH AN EXCELLENT KNOWLEDGE OF THE LAW. HE SAID HE IS STRONGLY ANTI-COMMUNIST, THAT HE AND HIS FAMILY ARE ENTIRELY LOYAL TO THE UNITED STATES AND THAT HE WOULD RECOMMEND MARSHALL HIGHLY FOR A RESPONSIBLE POSITION WITH THE GOVERNMENT.

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ON SEVEN SIXTEEN SIXTY FIVE, [REDACTED]

[REDACTED] NAACP, [REDACTED]

[REDACTED] NYC, ADVISED SPECIAL AGENT [REDACTED] THAT HE WAS INTERVIEWED IN NINETEEN SIXTY ONE CONCERNING MARSHALL, THAT HE HAS HAD FREQUENT PROFESSION^N AND SOCIAL CONTACT WITH MARSHALL DURING THE PAST FOUR YEARS AND THAT NOTHING HAS OCCURRED THAT WOULD CHANGE THE VERY HIGH OPINION THAT HE HOLDS OF MARSHALL IN NINETEEN SIXTY ONE. HE SAID THAT MARSHALL IS AN OUTSTANDING AMERICAN, A PERSON OF THE HIGHEST PERSONAL AND PROFESSIONAL CHARACTER AND THAT HE WOULD RECOMMEND HIM HIGHLY FOR A RESPONSIBLE POSITION WITH THE GOVERNMENT.

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ON SEVEN SIXTEEN SIXTY FIVE [REDACTED]

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[REDACTED] NAACP

LEGAL DEFENSE AND EDUCATIONAL FUND, INC., ADVISED SA [REDACTED]

[REDACTED] THAT HE HAS KNOWN THE APPOINTEE INTIMATELY SINCE
NINETEEN FIFTY TWO, AND KNEW HIM ON A CASUAL BASIS TEN YEARS
PRIOR TO THAT TIME. HE ADVISED THAT APPOINTEE AND HIS WIFE
ARE LOYAL AMERICANS OF EXCELLENT CHARACTER AND REPUTATION.
HE ADVISED THAT APPOINTEE POSSESSES UNMISTAKEABLE LEGAL
ABILITY AND ALWAYS DEMONSTRATED HIMSELF TO BE A BRILLIANT
ATTORNEY. [REDACTED] ADVISED THAT THE APPOINTEE HAS A BROTHER
WHO IS A PHYSICIAN IN BALTIMORE, AND ALSO HAS AN AUNT. NEITHER
OF WHOM ARE WELL KNOWN TO [REDACTED] HE RECOMMENDED APPOINTEE
WITHOUT QUALIFICATION FOR A POSITION OF HIGH TRUST AND CONFIDENCE.

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ON JULY SIXTEEN, SIXTY FIVE, [REDACTED]
[REDACTED] NAACP LEGAL DEFENSE AND EDUCATIONAL
FUND, INC., [REDACTED] NEW YORK CITY, ADVISED
SA [REDACTED] THAT HE HAS KNOWN THE APPOINTEE
SINCE NINETEEN FORTY NINE THROUGH THEIR ASSOCIATION WITH
THE NAACP. HE STATED THAT HIS PREVIOUS COMMENTS FROM
THE NINETEEN SIXTY ONE INVESTIGATION OF THE APPOINTEE
WOULD STILL STAND. HE RELATED THAT THE APPOINTEE IS ONE
OF THE OUTSTANDING AMERICANS IN THE COUNTRY TODAY. HE
STATED THERE IS NO QUESTION AS TO THE CHARACTER, LOYALTY,
ASSOCIATES, REPUTATION AND MORALS OF THE APPOINTEE.
HE STATED THAT THE APPOINTEE HAS DONE AN OUTSTANDING
JOB AS FEDERAL CIRCUIT COURT JUDGE AT NEW YORK CITY
SINCE HIS APPOINTMENT IN NINETEEN SIXTY ONE BY PRESIDENT
KENNEDY. HE STATED THAT HE WOULD FURTHER DESCRIBE THE
APPOINTEE AS QUOTE FIRST RATE UNQUOTE AND WOULD BE IN
COMPLETE AGREEMENT WITH ANY APPOINTMENT GIVEN THE APPOINTEE
BY PRESIDENT JOHNSON IN A POSITION INVOLVING TRUST AND
RESPONSIBILITY IN THE GOVERNMENT.

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[REDACTED]
NYC, NEW YORK, ADVISED SPECIAL AGENT [REDACTED] ON
SEVEN SIXTEEN THAT HE HAS KNOWN APPOINTEE FOR OVER TWENTY
YEARS BOTH IN A SOCIAL AND PROFESSIONAL WAY. HE HAS ALWAYS
FOUND APPOINTEE OPEN AND ABOVE BOARD IN HIS DEALINGS WITH HIM.
APPOINTEE HAS ALWAYS CONDUCTED HIMSELF IN AN EXCELLENT WAY
SOCIALY, IS A MAN OF STRONG MORAL CONVICTIONS AND [REDACTED]
HAD NO COMPUNCTIONS IN RECOMMENDING APPOINTEE FOR A HIGH
POSITION OF TRUST IN GOVERNMENT SERVICE.

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ON JULY SIXTEEN, SIXTY FIVE, [REDACTED]

[REDACTED] NEW YORK CITY, ADVISED SA [REDACTED] THAT SHE HAS KNOWN THE APPOINTEE SINCE NINETEEN FORTY SIX WHEN BOTH WERE ASSOCIATED WITH THE NAACP LEGAL DEFENSE AND EDUCATIONAL FUND, INC., AT NEW YORK CITY. SHE STATED THAT IN NINETEEN SIXTY ONE THE APPOINTEE WAS APPOINTED BY THE LATE PRESIDENT KENNEDY AS A FEDERAL CIRCUIT COURT JUDGE IN NEW YORK CITY. SHE STATED THAT HER PREVIOUS STATEMENTS CONCERNING THE APPOINTEE PRIOR TO HIS BEING APPOINTED FEDERAL CIRCUIT COURT JUDGE REMAINED THE SAME IN ALL PHASES. SHE STATED THAT SHE FIRMLY BELIEVED THAT THE EXPERIENCE ATTAINED BY THE APPOINTEE WHILE LEGAL COUNSEL WITH THE NAACP OVER THE YEARS AS WELL AS HIS TENURE AS A FEDERAL CIRCUIT COURT JUDGE WOULD PLACE THE APPOINTEE IN A POSITION OF ANY NATURE INVOLVING TRUST AND RESPONSIBILITY IN THE GOVERNMENT. [REDACTED] RELATED THAT THE APPOINTEE AND FAMILY WERE OF THE HIGHEST CHARACTER, LOYALTY, ASSOCIATES, MORALS AND REPUTATION. SHE STATED SHE WOULD

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HAVE NOTHING BUT THE HIGHEST RECOMMENDATION FOR THE APPOINTEE
FOR A POSITION INVOLVING TRUST AND RESPONSIBILITY IN THE
GOVERNMENT.

[REDACTED]
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[REDACTED]
[REDACTED]
ADVISED SPECIAL AGENT [REDACTED] ON JULY SIXTEEN NINETEEN SIXTY FIVE THAT HE HAS KNOWN THE APPOINTEE FOR APPROXIMATELY FIFTEEN YEARS. [REDACTED] STATED HE KNEW HIM FIRST WHEN [REDACTED] AND THE APPOINTEE WAS HEAD OF THE NAACP LEGAL DEFENSE FUND. [REDACTED] STATED THAT HE KNOWS THE APPOINTEE BOTH PROFESSIONALLY AND SOCIALLY AND HAS ALWAYS FOUND HIM TO BE A VERY ABLE LAWYER AND HIS INTEGRITY WAS BEYOND REPROACH. [REDACTED] STATED THAT HE HAS VISITED THE APPOINTEE'S HOME, KNEW HIS WIFE AND CHILDREN AND THAT THEY ARE A FINE FAMILY. [REDACTED] ADVISED THAT THE APPOINTEE'S MORAL CHARACTER, PERSONAL HABITS AND REPUTATION ARE BEYOND REPROACH AND NEVER HAS HE HAD ANY REASON TO QUESTION HIS LOYALTY TO THE UNITED STATES. [REDACTED] STATED THAT HE WOULD RECOMMEND THE APPOINTEE WITHOUT RESERVATION FOR A POSITION OF TRUST AND CONFIDENCE IN THE UNITED STATES GOVERNMENT.

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[REDACTED]
[REDACTED], NEW YORK CITY, AND RESIDING AT [REDACTED]
[REDACTED] ADVISED SPECIAL AGENT [REDACTED] ON JULY SIXTEEN,
ONE NINE SIX FIVE, THAT HE HAS KNOWN THE APPOINTEE FOR
APPROXIMATELY FORTY YEARS AND IS ONE OF HIS OLDEST PERSONAL
FRIENDS. [REDACTED] STATED THAT HE HAS KNOWN THE b7c
APPOINTEE FROM THE TIME HE WAS A YOUNG MAN AND HAS WATCHED
HIM GROW UP TO BE THE WONDERFUL PERSON AND ABLE LAWYER THAT
HE IS TODAY. [REDACTED] STATED THAT THE APPOINTEE IS
EMINENTLY QUALIFIED TO HANDLE ANY POSITION THAT THE
GOVERNMENT MIGHT HAVE IN MIND FOR HIM AS EVIDENCED BY HIS
RECORD AS A FEDERAL JUDGE. [REDACTED] ADVISED THAT
THE APPOINTEE IS A MAN OF THE HIGHEST PERSONAL IDEALS AND
PERSONAL STANDARDS AND THAT HIS MORAL CHARACTER AND HIS
LOYALTY TO HIS COUNTRY IS BEYOND REPROACH. [REDACTED]
[REDACTED] ADDED THAT HIS PERSONAL INTEGRITY, HONESTY, HIS


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ABILITY AND HIS REPUTATION AS A PERSON, AS A LAWYER AND
A JUDGE IS OUTSTANDING.  STATED THAT

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HOLDING THE APPOINTEE IN THE HIGHEST RESPECT HE WOULD
RECOMMEND THE APPOINTEE FOR ANY POSITION OF TRUST AND
CONFIDENCE IN THE UNITED STATES GOVERNMENT.

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ON JULY SIXTEEN SIXTY FIVE, [REDACTED] NEW YORK, ADVISED SA [REDACTED] THAT HE HAS KNOWN JUDGE THURGOOD MARSHALL FOR TWENTY FIVE YEARS. HE STATED THAT HE WAS [REDACTED] TO THE APPOINTEE WHO HEADED THE LEGAL OFFICE OF THE NAACP IN THE EARLY NINETEEN FORTIES, WHEN THAT OFFICE WAS LOCATED AT SIXTY NINE FIFTH AVENUE AND LATER AT TWENTY WEST FORTIETH STREET, BOTH NEW YORK CITY. [REDACTED] SAID THAT THIS OFFICE IS PRESENTLY KNOWN AS THE LEGAL DEFENSE AND EDUCATION FUND LOCATED AT TEN COLUMBUS CIRCLE, NEW YORK CITY. [REDACTED] STATED THAT THE APPOINTEE RECEIVED GREAT JUDICIAL EXPERIENCE IN THIS OFFICE AND THROUGH THE YEARS HAS ACQUIRED AN OUTSTANDING LEGAL BACKGROUND. HE SAID THE APPOINTEE HAS APPEARED IN AT LEAST THIRTY EIGHT TO FORTY CASES BEFORE THE UNITED STATES SUPREME COURT AS WELL AS MANY TIMES IN VARIOUS OTHER HIGH FEDERAL COURTS, AND IN THIS REGARD IS ONE OF THE MOST EXPERIENCED ATTORNEYS IN THE UNITED STATES IN THIS PRACTICE.

HE SAID THAT HE KNOWS THE APPOINTEE VERY WELL, HAVING BEEN IN CLOSE ASSOCIATION WITH HIM FOR TWENTY FIVE YEARS, AND REGARD

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HIM AS A LOYAL AMERICAN OF GOOD CHARACTER, REPUTATION, MORALS AND ASSOCIATES, CONCERNING WHOM HE KNOWS NO DEROGATORY INFORMATION. HE ADVISED THAT HE HAS HAD MANY OCCASIONS TO OBSERVE THE APPOINTEE IN THE CIRCUIT COURT OF APPEALS, SECOND DISTRICT, WHERE THE APPOINTEE HAS DONE AN OUTSTANDING JOB EXHIBITING FIRST RATE LEGAL ABILITY. HE BELIEVES THE APPOINTEE HAS A GOOD GRASP OF CONSTITUTIONAL INTERPRETATION OF VARIOUS CRIMINAL STATUTES AND SITUATIONS AND IS CLOSELY ASSOCIATED AND ALIGNED IN HIS THINKING WITH THE UNITED STATES SUPREME COURT JUDGE TOM CLARK. b7c

[REDACTED] SAID THAT HE CONSIDERS ANY ADVANCE THAT THE APPOINTEE MIGHT MAKE IN THE LEGAL FIELD WOULD BE FOR THE BETTERMENT OF THE UNITED STATES. HE SAID HE WOULD RECOMMEND THE APPOINTEE FOR ANY POSITION OF TRUST IN THE UNITED STATES GOVERNMENT.

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ON JULY SIXTEEN INSTANT [REDACTED]

[REDACTED] NEW YORK,

ADVISED SPECIAL AGENT [REDACTED] THAT HE IS [REDACTED]

[REDACTED], NEW YORK.

[REDACTED] STATED THAT HE KNEW THE APPOINTEE'S PARENTS AND HAS KNOWN THE APPOINTEE SINCE HIS BIRTH. [REDACTED] STATED THAT HE SAW HIM GROW UP [REDACTED] AT THE APPOINTEE'S WEDDING. [REDACTED] ADDED THAT THE APPOINTEE WAS A DEVOTED FAMILY MAN, A TRUE AMERICAN AND "ONE ON WHOM HE WOULD BET HIS LIFE". [REDACTED] STATED THAT HE COULD NOT SPEAK TOO HIGHLY OF THE APPOINTEE AND THAT HE WAS A MAN OF GREAT PERSONAL CHARACTER, PERSONAL HABITS, AND ABILITY IN THE FIELD OF LAW. HE ADDED THAT HIS LOYALTY TO HIS COUNTRY WAS NOT TO BE QUESTIONED. [REDACTED] STATED THAT BECAUSE OF THE APPOINTEE'S KINDNESS, LOYALTY, CHARACTER, AND DEVOTEDNESS TO HIS COUNTRY, HE WOULD RECOMMEND HIM FOR ANY POSITION OF TRUST AND CONFIDENCE WITH THE UNITED STATES GOVERNMENT. b7c

NY 77-26395

ON JULY SIXTEEN SIXTY FIVE [REDACTED]

[REDACTED] NEW YORK CITY, ADVISED THAT HE HAS KNOWN THE APPOINTEE SINCE JUNE, NINETEEN FIFTY SEVEN, AND CONSIDERS HIM TO BE A GREAT AMERICAN AND A PERSON OF THE HIGHEST INTEGRITY. [REDACTED]

[REDACTED] DESCRIBED THE APPOINTEE AS A PERSON WHO HAS COURAGE IN HIS BELIEFS AND A GREAT CONVICTION FOR THE WELFARE OF PEOPLE.

[REDACTED] THE APPOINTEE HAS HANDLED LEGAL MATTERS IN A HIGHLY COMPETENT MANNER AND ENJOYS AN EXCELLENT REPUTATION AMONGST HIS FRIENDS AND ASSOCIATES.

[REDACTED] STATED THAT THE APPOINTEE IS UNQUESTIONABLY LOYAL TO THE UNITED STATES AND HE HIGHLY RECOMMENDS THE APPOINTEE FOR A POSITION WITH THE UNITED STATES GOVERNMENT.

[REDACTED] WAS INTERVIEWED BY SA [REDACTED]

b7c

[REDACTED] OF NEW YORK, ADVISED SA [REDACTED]
[REDACTED] ON SEVEN SIXTEEN SIXTY FIVE THAT HE PRESENTLY
HAS [REDACTED]

[REDACTED]

HE CONSIDERED JUDGE MARSHALL TO POSSESS THE

NY 77-26395

CONDITIONING WHICH ENABLED HIM TO LISTEN TO BOTH SIDES OF
AN ARGUMENT UNBIASEDLY. [REDACTED] FELT THAT JUDGE
MARSHALL'S RECENT YEARS ON THE BENCH SHOWED THAT HE HAS
AN IDEAL JUDICIAL TEMPERAMENT. b7c

IN CONCLUSION, [REDACTED] COMMENTED HE KNEW
OF NO REASONS TO QUESTION JUDGE MARSHALL'S LOYALTY,
CHARACTER OR ASSOCIATES.

3.

PAGE

NEW YORK 77-26395

CREDIT

ON JULY SIXTEEN, ONE NINE SIX FIVE, [REDACTED]

[REDACTED] CREDIT BUREAU OF GREATER NEW YORK, ADVISED INVESTIGATIVE CLERK [REDACTED] THAT HER RECORDS REFLECT FAVORABLE CREDIT RATINGS FOR THE APPOINTEE [REDACTED]

ADVISED THAT SHE COULD LOCATE NO RECORD FOR [REDACTED]

ON JULY SIXTEEN INSTANT, [REDACTED]

POUGHKEEPSIE CREDIT BUREAU, WHICH COVERS AMENIA, NEW YORK,

ADVISED SA [REDACTED] THAT HE HAD NO RECORD FOR THE APPOINTEE

OR [REDACTED]

ARREST

ON JULY SIXTEEN INSTANT [REDACTED]

[REDACTED] DUTCHESS COUNTY SHERIFF'S OFFICE, POUGHKEEPSIE, NEW YORK,

ADVISED SA [REDACTED] THAT HE COULD LOCATE NO RECORD FOR THE

APPOINTEE OR [REDACTED]

[REDACTED] b7C

PAGE

NEW YORK 77-26395

ON JULY SIXTEEN, ONE NINE SIX FIVE, SPECIAL AGENT [REDACTED]
[REDACTED] CAUSED THE RECORDS OF THE NEW YORK CITY
POLICE DEPARTMENT TO BE CHECKED BY [REDACTED]
[REDACTED] BUREAU OF CRIMINAL IDENTIFICATION; [REDACTED]
[REDACTED] INFORMATION UNIT; [REDACTED] OLD
RECORD ROOM (ALL OF THE ABOVE OF THE NEW YORK CITY POLICE
DEPARTMENT); AND [REDACTED] FINGERPRINT BUREAU, b7C
CRIMINAL COURT OF THE CITY OF NEW YORK. NO RECORD WAS
LOCATED FOR THE APPOINTEE, [REDACTED] OR [REDACTED]

ON JULY SIXTEEN, ONE NINE SIX FIVE, [REDACTED]
[REDACTED] BUREAU OF SPECIAL SERVICES, NEW YORK CITY POLICE
DEPARTMENT, ADVISED SPECIAL AGENT [REDACTED] THAT HE
COULD LOCATE NO RECORD FOR THE APPOINTEE OR HIS RELATIVES.
MISCELLANEOUS

ON JULY SIXTEEN, ONE NINE SIX FIVE [REDACTED]
UNITED STATES DISTRICT COURT, SDNY, FOLEY SQUARE, NEW YORK,
NEW YORK, ADVISED SPECIAL AGENT [REDACTED] THAT HER

[REDACTED] b7C
2.

PAGE

NEW YORK 77-26395

RECORDS FAILED TO DISCLOSE THAT THE APPLICANT HAD BEEN
ADMITTED TO PRACTICE BEFORE THE FEDERAL COURT OF THE SDNY.

ON JULY SIXTEEN, ONE NINE SIX FIVE, [REDACTED]
[REDACTED] UNITED STATES DISTRICT COURT, EDNY,
TWO TWO FIVE WASHINGTON STREET, BROOKLYN, NEW YORK, ADVISED
THAT HER RECORDS SUBSEQUENT TO ONE NINE FOUR ZERO FAILED TO
DISCLOSE THAT THURGOOD MARSHALL HAD BEEN ADMITTED TO PRACTICE
IN THE FEDERAL COURT. RECORDS PRIOR TO NINETEEN FORTY WERE
NOT AVAILABLE FOR REVIEW. b7C

ATTEMPTS WERE MADE TO CONTACT THE FOLLOWING INDIVIDUALS
WHO WERE INTERVIEWED CONCERNING THE APPOINTEE IN NINETEEN
SIXTY ONE AND WHO WERE UNAVAILABLE AT THIS TIME:

[REDACTED]
[REDACTED]
ON JULY SIXTEEN ONE NINE SIX FIVE NYTWFO ADVISED
SA [REDACTED] THAT HE COULD FURNISH NO
ADDITIONAL INFORMATION CONCERNING THE APPOINTEE.

NY 77-26395

b2,
b7D
C

ON [REDACTED]

[REDACTED] WHO HAS FURNISHED RELIABLE INFORMATION IN THE PAST, ADVISED THAT [REDACTED] COMMITTEE TO SECURE JUSTICE FOR MORTON SOBELL (CSJMS) STATED THAT [REDACTED] FELT SOBELL WOULD HAVE A BETTER CHANCE IN COURT IN VIEW OF THE STATEMENT BY US APPEALS COURT JUDGE THURGOOD MARSHALL. JUDGE MARSHALL, ACCORDING TO [REDACTED] INDICATED THAT IF ETHEL ROSENBERG APPEARED BEFORE HIS COURT AT THE PRESENT TIME, SHE WOULD BE GRANTED A NEW TRIAL.

MORTON SOBELL WAS CONVICTED ON THREE TWENTY NINE FIFTY ONE IN THE USDC, SDNY OF CONSPIRACY TO COMMIT ESPIONAGE ON BEHALF OF THE SOVIET UNION, AND WAS SENTENCED ON APRIL FIVE, NINETEEN FIFTY ONE TO THIRTY YEARS IMPRISONMENT. HE IS CURRENTLY SERVING HIS SENTENCE IN THE CUSTODY OF THE ATTORNEY GENERAL.

JULIUS AND ETHEL ROSENBERG WERE CONVICTED IN THE USDC, SDNY ON THREE TWENTY NINE FIFTY ONE OF CONSPIRACY TO COMMIT ESPIONAGE ON BEHALF OF THE SOVIET UNION. THE ROSENBERGS WERE SENTENCED TO DEATH ON FOUR FIVE FIFTY ONE. THEY WERE

NY 77-26395

LEGALLY EXECUTED AT SING SING PRISON, OSSINING, NEW YORK,
ON SIX NINETEEN FIFTY THREE.

DOCUMENTATION OF THE CSJMS APPEARS IN THE APPENDIX
ATTACHED HERETO.

NY 77-26395

ON SEVEN SIXTEEN INSTANT [REDACTED] b7c
AND [REDACTED] FOLEY SQUARE,
NEW YORK, NEW YORK, ADVISED SA [REDACTED] THAT THEY
WERE NOT ACQUAINTED WITH THE APPOINTEE EITHER OFFICIALLY
OR PERSONALLY.

ON SEVEN SIXTEEN INSTANT THE RECORDS OF THE b7c
NEW YORK TIMES MORGUE WERE REVIEWED BY IC [REDACTED]
AN ARTICLE ENTITLED, "NEW VISTA GIVEN TO EPISCOPALIANS"
APPEARED IN THE OCTOBER TWENTY FOURTH ISSUE OF THE NEW YORK
TIMES" AND CONTAINED INFORMATION CONCERNING THE APPOINTEE.

[REDACTED]
ON SEVEN SIXTEEN SIXTY FIVE MAX YERGAN, PINES-
BRIDGE ROAD, OSSINING, NEW YORK, ADVISED SA [REDACTED]
[REDACTED] THAT SINCE NINETEEN SIXTY ONE HE HAS SEEN THE
APPOINTEE ON ONLY ONE OR TWO OCCASIONS FROM A DISTANCE.
HE STATED THAT HE HAS NO ADDITIONAL INFORMATION CONCERNING
THE APPOINTEE AND THAT HIS OPINIONS OF THE APPOINTEE'S
CHARACTER, REPUTATION AND LOYALTY HAVE NOT CHANGED SINCE

NY 77-26395

NINETEEN SIXTY ONE. HE ADVISED THAT HE WOULD RECOMMEND
THE APPOINTEE FOR ANY POSITION OF TRUST AND CONFIDENCE
WITH THE UNITED STATES GOVERNMENT.

NY 77-26395

b7c

ON SEVEN SIXTEEN INSTANT [REDACTED]

[REDACTED] NEW YORK STATE SUPREME COURT, APPELLATE DIVISION,
FIRST JUDICIAL DEPARTMENT, TWENTY FIFTH STREET AND MADISON
AVENUE, NEW YORK, NEW YORK, ADVISED IC [REDACTED] THAT
THERE IS NO RECORD CONCERNING THE APPOINTEE.

ON SEVEN SIXTEEN INSTANT, [REDACTED]

[REDACTED] NEW YORK STATE SUPREME COURT, APPELLATE DIVISION,
SECOND JUDICIAL DEPARTMENT, FORTY FIVE MONROE PLACE, BROOKLYN,
NEW YORK, ADVISED IC [REDACTED] THAT THERE IS NO RECORD CONCERNING
THE APPOINTEE.

ON SEVEN SIXTEEN INSTANT, [REDACTED]

[REDACTED] ASSOCIATION OF THE BAR OF
THE CITY OF NEW YORK, FORTY TWO WEST FORTY FOUR STREET, NEW
YORK, NEW YORK, ADVISED IC [REDACTED] THAT THE APPOINTEE WAS
ELECTED MARCH, NINETEEN SIXTY THREE, TO THE ASSOCIATION.

ON SEVEN SIXTEEN INSTANT [REDACTED]

[REDACTED] ASSOCIATION OF THE BAR OF THE CITY OF NEW YORK,

NY 77-26395

FORTY TWO WEST FORTY FOUR STREET, NEW YORK, NEW YORK,
GRIEVANCE COMMITTEE, ADVISED IC [REDACTED] THAT THERE IS NO
RECORD CONCERNING THE APPOINTEE. b7c

ON SEVEN SIXTEEN INSTANT, [REDACTED]
[REDACTED] NEW YORK COUNTY LAWYER'S ASSOCIATION, FOURTEEN
VESEY STREET, NEW YORK, NEW YORK, ADVISED IC [REDACTED] THAT
THE APPOINTEE WAS ADMITTED IN NINETEEN THIRTY SIX.

ON SEVEN SIXTEEN INSTANT, [REDACTED]
[REDACTED], BROOKLYN BAR ASSOCIATION, ONE TWO THREE
REMSEN STREET, BROOKLYN, NEW YORK, ADVISED IC [REDACTED] THAT
THERE IS NO RECORD CONCERNING THE APPOINTEE.

IN JULY, NINETEEN SIXTY FIVE, SEVERAL CONFIDENTIAL
SOURCES FAMILIAR WITH SOME PHASES OF CP ACTIVITY IN THE
NYC AREA ADVISED THAT THEY HAD NO PERSONAL KNOWLEDGE OF
THE APPOINTEE.

1.

APPENDIX

COMMITTEE TO SECURE
JUSTICE FOR MORTON SOBELL

"Following the execution of atomic spies ETHEL and JULIUS ROSENBERG in June, 1953, the 'Communist campaign assumed a different emphasis. Its major effort centered upon MORTON SOBELL,' the ROSENBERGS' codefendant. The National Committee to Secure Justice in the Rosenberg Case - a Communist front which had been conducting the campaign in the United States - was reconstituted as the National Rosenberg-Sobell Committee at a conference in Chicago in October, 1953, and 'then as the National Committee to Secure Justice for Morton Sobell in the Rosenberg Case'. . ."

("Guide to Subversive Organizations and Publications" dated December 1, 1961, issued by the House Committee on Un-American Activities, page 116.)

In September, 1954, the name "National Committee to Secure Justice for Morton Sobell" appeared on literature issued by the Committee. In March, 1955, the current name, "Committee to Secure Justice for Morton Sobell," first appeared on literature issued by the Committee.

The Address Telephone Directory for the Borough of Manhattan, New York City, as published by the New York Telephone Company on April 20, 1964, lists the "Committee to Secure Justice for Morton Sobell" (CSJMS) as being located at 940 Broadway, New York, New York.

UNITED STATES GOVERNMENT

Memorandum

TO : Mr. Gale *WV*

FROM : W. V. Cleveland *WV*

SUBJECT: THURGOOD MARSHALL
DEPARTMENTAL APPLICANT
SOLICITOR GENERAL
DEPARTMENT OF JUSTICE

DATE: July 16, 1965

Tolson _____
Belmont _____
Mohr _____
DeLoach _____
Casper _____
Callahan _____
Conrad _____
Felt _____
Gale _____
Rosen _____
Sullivan _____
Tavel _____
Trotter _____
Tele. Room _____
Holmes _____
Gandy _____

At 10:05 a. m. today Mr. DeLoach advised that he had been informed by the White House the President wants the investigation of Thurgood Marshall brought up to date immediately since the 1961 investigation concerning him. We conducted a departmental applicant investigation concerning Marshall in 1961 prior to his appointment as Judge, United States Circuit Court of Appeals, New York

The requested investigation has been ordered to the field by telephone with the request that a summary of the results be furnished by teletype by noon on Sunday, July 18, 1965, to the Bureau. We plan to have a summary of this supplement investigation ready to go to the White House on Monday, July 19, 1965.

ACTION:

This matter is being followed closely and you will be advised of any significant developments.

- 1 - Mr. Belmont
- 1 - Mr. DeLoach
- 1 - Mr. Gale
- 1 - Mr. Cleveland
- 1 - [REDACTED]

(6)

NOT RECORDED
14 SEP 8 1965

67 SEP 20 1965

GUEST LIST FOR THURGOOD MARSHALL
SWEARING-IN CEREMONY -- August 24, 1965

77-88227

Mr. Paul Bender

Mr. Justice Hugo Black
MRS. HUGO BLACK

Mr. Jerome L. Chapman

Mr. Louis F. Claiborne

Deputy Attorney General Ramsey Clark
MR. JUSTICE TOM CLARK

Honorable John Davis, Clerk of the Supreme Court

Assistant Attorney General John Doar

Miss Mildred E. Fanabust

Honorable Raymond F. Farrell, Commissioner of Immigration and
Naturalization

Mr. Owen Fiste
MR. LEWIS FLAGG
Mr. Daniel M. Friedman

Mr. Ernest Friesen

Mr. Fred Halsey

Honorable J. Edgar Hoover, Director of the Federal Bureau of
Investigation

Acting Assistant Attorney General John Jones

Attorney General Nicholas deB. Katzenbach

Mr. Jack S. Levin

Mr. Tolson	✓
Mr. Belmont	✓
Mr. Mohr	✓
Mr. Casper	✓
Mr. Callahan	✓
Mr. Conrad	✓
Mr. Felt	✓
Mr. Gale	✓
Mr. Rosen	✓
Mr. Sullivan	✓
Mr. Tavel	✓
Mr. Trotter	✓
Tele. Room	✓
Miss Holmes	✓
Miss Gandy	✓

b7c

77-88227-145

NOT RECORDED

3 SEP 21 1965

04 SEP 22 1965

1355

-2-

Mr. Nathan Lewin

- Mr. John G. Lewis, Jr.

- Mr. Clarence Mitchell

Mr. Richard A. Posner

Mr. Harold Reis, Executive Assistant to the Attorney General -

- Honorable Spotswood Robinson

- Mrs. Spotswood Robinson

Mr. Jack Rosenthal, Director of Public Information, Department of
Justice.

Mr. Barefoot Sanders .

Assistant Attorney General Norbert A. Schlei -

- Mr. Arthur Spingarn

Mr. Ralph S. Spritzer

Mr. Charles Stovall

Mrs. Charles Stovall

Assistant Attorney General Fred M. Vinson -

Assistant Attorney General Edwin Weisl, Jr. -

- Mr. Roy Wilkins

Assistant Attorney General J. Walter Yeagley -

Mr. Herman Zand

Mr. and Mrs. Thurgood Marshall and two sons

1354

UNITED STATES GOVERNMENT

Memorandum

TO : Mr. DeLoach

DATE: 12-28-65

FROM : M. A. Jones

SUBJECT: SOLICITOR GENERAL THURGOOD MARSHALL
SPECIAL BUREAU TOUR

Tolson _____
DeLoach _____
Mohr _____
Casper _____
Callahan _____
Conrad _____
Felt _____
Gale _____
Rosen _____
Sullivan _____
Tavel _____
Trotter _____
Tele. Room _____
Holmes _____
Gandy _____

In accordance with prior arrangements made by Solicitor General Marshall with the Director's Office, Mrs. Marshall and their two sons, Thurgood, Jr., and John, were provided a very special tour of FBI Headquarters this morning by SA [REDACTED] of the Crime Research Section.

They were accompanied by [REDACTED] and her son [REDACTED] and [REDACTED] a young friend of the Marshall children.

Prior to the tour, at Miss Gandy's invitation, the group was given an opportunity to see Mr. Hoover's Office.

During the tour, they were afforded a special firearms demonstration and the boys were given empty shell cases and used silhouette targets. The entire group was most appreciative of the courtesies extended them.

RECOMMENDATION:

For information.

- 1 - Mr. DeLoach
- 1 - Miss Holmes
- 1 - Miss Gandy
- 1 - Tour Room

(7)

10 DEC 30 1965

Director advised
12-28-65

1355

Federal Bureau of Investigation
Records Branch

19

<input type="checkbox"/>	Name Searching Unit - Room 6527
<input type="checkbox"/>	Service Unit - Room 6524
<input type="checkbox"/>	Forward to File Review
<input type="checkbox"/>	Attention _____
<input type="checkbox"/>	Return to _____
	Supervisor Room Ext.

Type of References Requested:

<input type="checkbox"/>	Regular Request (Analytical Search)
<input type="checkbox"/>	All References (Subversive & Nonsubversive)
<input type="checkbox"/>	Subversive References Only
<input type="checkbox"/>	Nonsubversive References Only
<input checked="" type="checkbox"/>	Meta <i>Sum</i> References Only

Type of Search Requested:

<input type="checkbox"/>	Restricted to Locality of _____
<input type="checkbox"/>	Exact Name Only (On the Nose)
<input type="checkbox"/>	Buildup <input type="checkbox"/> Variations

Subject Marshall, Thurgood
Birthdate & Place 7-2-08
Address _____

Localities

Re _____ Date 12-7 Searcher Initials 531

Prod.

FILE NUMBER	SERIAL
✓ 77-88227	
✓ 62-86660	
✓ 44-1540	
✓ 44-10894	
✓ 62-86660	-20 SUM 5-28-57
	-18 SUM 12-8-56
	-5 SUM 12-18-50
✓ 77-88227	-115 SUM 8-24-55
	-118 SUM 7-16-55
✓ 62-86660	-3 SUM 10-18-47
	-13 SUM 2-8-56
	-21 SUM 4-16-58

DEC 7 1966

DEC 8 1966

1350

b7C

SEARCHED

DEC 14 1966

NAME CHECK

December 13, 1966

Summary

THURGOOD MARSHALL
Born: July 2, 1908
Baltimore, Maryland

An applicant-type investigation was conducted by the FBI in 1961 and additional inquiries were conducted in 1965 concerning the captioned individual. The results of these investigations were furnished to the White House.

For detailed results of these investigations, you are referred to the office of the Honorable Marvin Watson, Special Assistant to the President, attention Mrs. Mildred Stegall.
(77-88227)

Original and 1 - NACC - Army
Request received - December 2, 1966

[REDACTED]

b7C

(4) *Thurgood*

NOTE: In 1939, Marshall registered with the American Labor Party and in 1944, was listed as a national committeeman of the International Juridicial Association. In 1942, he wrote a report which was adopted by the National Executive Board of the National Lawyers Guild. In 1947, he was speaker on a program sponsored by the Progressive Citizens of America. All of the above-mentioned organizations have been cited by the HCUA.

REC-59 77-88227-147
-115

DEC 15 1966

b7C

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI, and is loaned to your agency; it and its contents are not to be distributed outside your agency. This reply is result of check of FBI investigative files. To check arrest records, request must be submitted to FBI Identification Division. Fingerprints are necessary for positive check.

DEC 22 1966

135

The Attorney General

June 13, 1967

Director, FBI

1 - Mr. DeLoach
1 - Mr. Wick
1 - Mr. Gale
1 - Mr. Cleveland
1 - [REDACTED] b7C

THURGOOD MARSHALL
SOLICITOR GENERAL OF THE UNITED STATES

Reference is made to the oral request of Mr. John T. Duffner, Executive Assistant, Office of the Deputy Attorney General, for any pertinent information received by this Bureau concerning Solicitor General Thurgood Marshall since the investigation of him in 1965, [REDACTED] b3

The files of the FBI, including the files of the Identification Division, contain no additional pertinent information received concerning Mr. Marshall since the investigation of him in 1965.

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 7/28/95 BY SP12 [REDACTED] ✓

#369923

NOTE: See memo Cleveland to Gale dated 6-13-67, same caption.

REC EX-103 77-88227-11

19 JUN 14 1967

Tolson _____
DeLoach _____
Mohr _____
Wick _____
Casper _____
Callahan _____
Conrad _____
Felt _____
Gale _____
Rosen _____
Sullivan _____
Tavel _____
Trotter _____
Tele. Room _____
Holmes _____
Gandy _____

(8)

E B 1
REC'D-REVDING ROOM

29 JUN 14 1967

MAIL ROOM ☐ TELETYPE UNIT ☐ JUN 13 3 23 PM '67

SENT FROM D. O.
TIME 5:12 PM
DATE 6-13-67
BY [REDACTED]

b7C
1358

UNITED STATES GOVERNMENT

Memorandum

TO : Mr. Gale *fg*

DATE: 6-13-67

FROM : W. V. Cleveland *WVC*

SUBJECT: THURGOOD MARSHALL
SOLICITOR GENERAL OF THE UNITED STATES

Tolson _____
DeLoach *W* _____
Mohr _____
Casper _____
Callahan _____
Conrad _____
Felt _____
Rosen _____
Sullivan _____
Tavel _____
Trotter _____
Tele. Room _____
Holmes _____
Gandy _____

My memorandum of 6-13-67, advised that John T. Duffner, Executive Assistant, Office of the Deputy Attorney General, had requested a name check *b7c* concerning Thurgood Marshall, Solicitor General of the United States. Duffner confidentially advised that Marshall was being considered as a replacement for Tom Clark on the Supreme Court of the United States. It is noted that at 12:08 p.m. on 6-13-67, the news ticker carried an announcement of Marshall's appointment by the President to the Supreme Court.

My memorandum also pointed out we had previously investigated Marshall in 1961 and 1965. The results of these investigations have previously been furnished to the Department. *b7c*

Bureau files show no additional pertinent information received concerning Marshall since our 1965 investigation. However, it will be recalled that Marshall as Solicitor General filed a petition in the Black case with the Supreme Court of the United States over the objections of the FBI. In this connection it is noted that in June, 1966, *b7c*

b7c on a highly confidential basis advised Mr. DeLoach in connection with the Black case that Marshall as Solicitor General had ineptly and inadequately presented the matter of electronic devices to the Supreme Court. *b7c* commented upon Marshall's inept and stupid presentations to the Supreme Court regarding the general matter of confessions.

It will also be recalled that in the 1940s Marshall when Special Counsel for the National Association for the Advancement of Colored People was critical of the Bureau and made several charges in connection with civil rights cases, which were unfounded. In July, 1965, the Attorney General was also advised of these unsubstantiated charges by Marshall.

Enclosure *sent* 6-13-67

- 1 - Mr. DeLoach
- 1 - Mr. Wick
- 1 - Mr. Gale *242*
- 1 - Mr. Cleveland

REC-17 77-88227-14
JUN 14 1967
CONTINUED - OVER *b7c*

55 JUL 1967

(6)

1359

Memorandum to Mr. Gale
RE: THURGOOD MARSHALL
SOLICITOR GENERAL OF THE UNITED STATES

ACTION:

Attached for approval is a letter to the Attorney General advising him that our files contain no additional pertinent information received concerning Marshall since the 1965 investigation.

✓ Q *CH*  b7C

June 13, 1967

PERSONAL

Honorable Thurgood Marshall
The Solicitor General
U. S. Department of Justice
Washington, D. C.

Dear Mr. Marshall:

My associates join me in extending con-
gratulations upon your being named by the President
today to be an Associate Justice of the United States
Supreme Court. You have our very best wishes on this
occasion.

Sincerely yours,

REC 5

J. Edgar Hoover

JUN 15 1967

NOTE: Marshall has been critical of the FBI in connection with civil rights matters. Marshall was investigated in 1961 when he was being considered for appointment as a United States Circuit Judge and in 1965 in connection with his appointment as Solicitor General. The White House and the Attorney General were advised of his criticism in July, 1965. Marshall had alleged in his criticism that the FBI's record in cases involving Negroes was notably one-sided and implied that we did not exert full effort to solve them. On one occasion when he charged misconduct on the part of Special Agents in the FBI while serving as a Judge, he was requested to supply details of the alleged misconduct so that immediate administrative inquiry could be made, and he never answered the request. Under Marshall's administration of the Solicitor General's office, the Department's present program concerning disclosure of FBI wire taps was promulgated.

Tolson _____
DeLoach _____
Mohr _____
Wick _____
Casper _____
Callahan _____
Conrad _____
Felt _____
Gale _____
Rosen _____
Sullivan _____
Tavel _____
Trotter _____
Tele. Room _____
Holmes _____
Gandy _____

51 JUN 20 1967

UNITED STATES GOVERNMENT

Memorandum

TO : Mr. Gale *gfc*
FROM : W. V. Cleveland *WVC*
SUBJECT: THURGOOD MARSHALL
SOLICITOR GENERAL OF THE UNITED STATES

DATE: 6-13-67 *b7c*

W
DeLoach
Mohr
Bishop
Casper
Callahan
Conrad
Felt
Gale
Rosen
Sullivan
Tavel
Trotter
Tele. Room
Holmes
Gandy

This morning Mr. John T. Duffner, Executive Assistant, Office of the Deputy Attorney General, requested an expedite name check concerning Thurgood Marshall, Solicitor General of the United States. He advised on a very confidential basis that Marshall was being considered as a replacement for Tom Clark on the Supreme Court of the United States. *63*

We investigated Marshall in 1961 when he was being considered for appointment as a United States Circuit Judge and in 1965 in connection with his appointment as Solicitor General.

Attached are copies of memoranda setting forth the results of the previous investigations. Also attached is a copy of a letter furnished to the White House and the Attorney General in 1965 advising of Marshall's past criticism of the Bureau in connection with civil rights matters.

Bureau files are being searched for any pertinent information received concerning Marshall since the 1965 investigation.

ACTION:

For information.

Enclosures

- 1 - Mr. DeLoach
- 1 - Mr. Wick
- 1 - Mr. Gale
- 1 - Mr. Cleveland

gfc *77-88227-1*
NOT RECORDED

14 JUN 20 1967

57 JUN 22 1967 *nb*

XXXXXX
XXXXXX
XXXXXXFEDERAL BUREAU OF INVESTIGATION
FOIPA DELETED PAGE INFORMATION SHEET

7 Page(s) withheld entirely at this location in the file. One or more of the following statements, where indicated, explain this deletion.

- ☐ Deletions were made pursuant to the exemptions indicated below with no segregable material available for release to you.

Section 552

Section 552a

☐ (b)(1)☐ (b)(7)(A)☐ (d)(5)☐ (b)(2)☐ (b)(7)(B)☐ (j)(2)☐ (b)(3)☐ (b)(7)(C)☐ (k)(1)☐ (b)(7)(D)☐ (k)(2)☐ (b)(7)(E)☐ (k)(3)☐ (b)(7)(F)☐ (k)(4)☐ (b)(4)☐ (b)(8)☐ (k)(5)☐ (b)(5)☐ (b)(9)☐ (k)(6)☐ (b)(6)☐ (k)(7)

- ☐ Information pertained only to a third party with no reference to the subject of your request.
- ☐ Information pertained only to a third party. The subject of your request is listed in the title only.
- ☐ Documents originated with another Government agency(ies). These documents were referred to that agency(ies) for review and direct response to you.

Pages contain information furnished by another Government agency(ies). You will be advised by the FBI as to the releasability of this information following our consultation with the other agency(ies).

Page(s) withheld inasmuch as a final release determination has not been made. You will be advised as to the disposition at a later date.

☒ Pages were not considered for release as they are duplicative of Serials 104, 118 & 119

☐ For your information: _____

- ☒ The following number is to be used for reference regarding these pages:

77-88227-151, enclosures

XXXXXX
XXXXXX
XXXXXXXXXXXXXXXXXXXXXXXXXXX
X DELETED PAGE(S) X
X NO DUPLICATION FEE X
X FOR THIS PAGE X
XXXXXXXXXXXXXXXXXXXXX

FBI/DOJ

106

XXXXXX
XXXXXX
XXXXXXFEDERAL BUREAU OF INVESTIGATION
FOIPA DELETED PAGE INFORMATION SHEET

1 Page(s) withheld entirely at this location in the file. One or more of the following statements, where indicated, explain this deletion.

- ☐ Deletions were made pursuant to the exemptions indicated below with no segregable material available for release to you.

Section 552Section 552a☐ (b)(1)☐ (b)(7)(A)☐ (d)(5)☐ (b)(2)☐ (b)(7)(B)☐ (j)(2)☐ (b)(3)☐ (b)(7)(C)☐ (k)(1)☐ (b)(7)(D)☐ (k)(2)☐ (b)(7)(E)☐ (k)(3)☐ (b)(7)(F)☐ (k)(4)☐ (b)(4)☐ (b)(8)☐ (k)(5)☐ (b)(5)☐ (b)(9)☐ (k)(6)☐ (b)(6)☐ (k)(7)

- ☐ Information pertained only to a third party with no reference to the subject of your request.
- ☐ Information pertained only to a third party. The subject of your request is listed in the title only.
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Page(s) withheld inasmuch as a final release determination has not been made. You will be advised as to the disposition at a later date.

Pages were not considered for release as they are duplicative of _____

- ☐ For your information: _____

- ☒ The following number is to be used for reference regarding these pages:

77-88227-152

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 X DELETED PAGE(S) X
 X NO DUPLICATION FEE X
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FBI/DOJ

UNITED STATES GOVERNMENT

Memorandum

TO : The Director

DATE: 6 18 67

FROM : N. P. Callahan

SUBJECT: The Congressional Record

Page 2143. The Senate received the following Executive nomination: Thurgood Marshall, of New York, to be an Associate Justice of the Supreme Court of the United States.

In the original of a memorandum captioned and dated as above, the Congressional Record for 6 3 - 67 was reviewed and pertinent items were marked for the Director's attention. This form has been prepared in order that portions of a copy of the original memorandum may be clipped, mounted, and placed in appropriate Bureau case or subject matter files.

59 JUL 7 1967

77-2222-1
NOT RECORDED

JUN 27 1967

UNITED STATES GOVERNMENT

Memorandum

TO : The Director

DATE: July 12, 1967

FROM : N. P. Callahan

SUBJECT: The Congressional Record

Pages S9357-S9359. Senator Yarborough, (D) Texas, spoke concerning the retirement of Supreme Court Justice Tom Clark and stated "our regret at Justice Tom Clark's leaving the Supreme Court is only partly mitigated by our pleasure in having Ramsey Clark as Attorney General and Justice Thurgood Marshall on the Court." Mr. Yarborough placed in the Record the remarks of the Honorable Orison Marden, president of the American Bar Association, made at the dinner honoring Justice Clark on June 12, 1967.

77-8457-155
NOT RECORDED

JUL 18 1967

2
JUL 16 1967
1

In the original of a memorandum captioned and dated as above, the Congressional Record for 7-11-67 was reviewed and pertinent items were marked for the Director's attention. This form has been prepared in order that portions of a copy of the original memorandum may be clipped, mounted, and placed in appropriate Bureau case or subject matter files.

82

767

Original filed in:

The Attorney General

July 13, 1967

Director, FBI

EDMUND ROBERT C. BYRD
UNITED STATES SENATE
WASHINGTON, D. C.

b7C

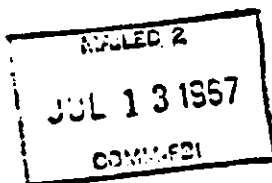
Enclosed are a copy of a letter I received from Senator Byrd
and a copy of my reply to him.

Thurston Marshall

Enclosures (2)

- 1 - The Deputy Attorney General - Enclosures (1)
- 1 - Mr. Wick - Enclosures (2)
- 1 - Mr. DeLoach - Enclosures (2)

[REDACTED] (6)



JUL 14 1967

b7C

77-58227-154
JUL 14 1967

MAIL ROOM ☐ TELETYPE UNIT ☐

ORIGINAL FILED IN 67-102432-29

REC-40

July 12, 1967

77-172-7-156

ST-104

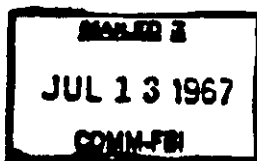
Honorable Robert C. Byrd
United States Senate
Washington, D. C. 20510

My dear Senator:

With respect to the inquiry contained in your letter of July 10th, I have referred a copy of your communication to the Attorney General for whatever assistance he may be able to render since data in our files must be maintained as confidential in accordance with regulations of the Department of Justice. I regret I am unable to be of help in this instance.

Sincerely yours,

J. Edgar Hoover



- 1 - Mr. Wick (sent with memo to AG of same date)
- 1 - Mr. DeLoach (sent with memo to AG of same date)

NOTE: Senator Byrd is on the Special Correspondents' List. Thurgood Marshall is, of course, well known to the Bureau.

Tolson
DeLoach
Mohr
Wick
Cooper
Callahan
Conrad
Felt
Gale
Rosen
Sullivan
Tavel
Trotter
Tele. Room
Holmes
Gandy

57 JUL 23 1967

TELETYPE UNIT ☐

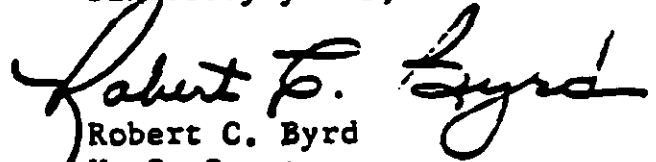
REC'D MICK

b7c

The Honorable J. Edgar Hoover
July 10, 1967
Page 2

Would you please inform me as to the truth of the foregoing allegations. Any information will be deeply appreciated inasmuch as I would not want to support Mr. Marshall's nomination to the Supreme Court if the above statements have substance.

Sincerely yours,


Robert C. Byrd
U. S. Senator

RCB:erl

1070

MAILED

AUG 14 1967

NAME CHECK

August 14, 1967

THURGOOD MARSHALL
Born: July 2, 1908
Baltimore, Maryland

An applicant-type investigation was conducted in 1961 and additional inquiries were conducted in 1965 concerning the captioned individual. The results of these investigations were furnished to the White House.

For detailed results of these investigations, you are referred to [REDACTED] at the White House. (77-88227)

Your attention is directed to a memorandum, possibly relating to the subject of your inquiry, which was furnished to the Department of State on November 18, 1954. (62-86660-5)

Original and 1 - State Dept.
Request received - August 7, 1967

(4)

NOTE: Enpl939, Marshall registered with the American Labor Party and in 1944, was listed as a national committeeman of the International Juridicial Association. In 1942, he wrote a report which was adopted by the National Executive Board of the National Lawyers Guild. In 1947, he was speaker on a program sponsored by the Progressive Citizens of America. All of the above-mentioned organizations have been cited by the HCUA. State Dept. name check request indicated reason for request "Candidate for American Specialists Program." 77-28227-15

EX 106

REC-48

19 AUG 14 1967

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI, and is loaned to your agency; it and its contents are not to be distributed outside your agency. This reply is result of check of FBI investigative files. To check arrest records, request must be submitted to FBI Identification Division. Fingerprints are necessary for positive check.

31 AUG 18 1967

b7C

November 22, 1967

REC-37 77-88227-158

Honorable William B. Spong, Jr.
United States Senate
Washington, D. C. 20510

My dear Senator:

Your communication and its enclosures were received on November 17th. While I certainly wish it were possible for me to be of service, I am unable to comment as you desire since data in our files must be maintained as confidential pursuant to regulations of the Department of Justice. You may wish to communicate with the Attorney General for any assistance he may be able to render in connection with your inquiry.

Inasmuch as a great deal of the information set forth in the editorials you enclosed is attributed to the House Committee on Un-American Activities, you may want to contact Mr. Francis J. McNamara, Director of that Committee, for any further data he may be able to provide.

The enclosures to your communication are being returned in accordance with your request.

Sincerely yours,

J. Edgar Hoover

SEC-D 812W06

E B I

Enclosures (3)

NOTE: Bufiles disclose we have enjoyed limited cordial relations with Senator Spong. Enclosed with his communication were three news clippings which highlight some of the previous activity of Supreme Court Associate Justice Thurgood Marshall. Marshall is, of course, well known to the Bureau.

MAIL ROOM ☐ TELETYPE UNIT ☐

MAILED 12
NOV 22 1967
COMM-FBI

Tolson _____
DeLoach _____
Mohr _____
Bishop _____
Casper _____
Callahan _____
Conrad _____
Felt _____
Gale _____
Rosen _____
Sullivan _____
Tavel _____
Trotter _____
Tele. Room _____
Holmes _____
Gandy _____

62 DEC 1 1967

(5)

b7C

a Taha

181 DE-DOCV

10534

1372

Mr. Tolson	
Mr. DeLoach	
Mr. Mohr	
Mr. Bishop	
Mr. Casper	
Mr. Callahan	
Mr. Conrad	
Mr. Felt	
Mr. Gale	
Mr. Rosen	
Mr. Sullivan	
Mr. Tavel	
Mr. Trotter	
Tele. Room	
Miss Holmes	
Miss Gandy	

b7c

United States Senate

thurgood MARR-HILL

Respectfully referred to
Honorable J. Edgar Hoover, Director
Federal Bureau of Investigation

for such consideration as the communication
herewith submitted may warrant, and for a report
thereon, in duplicate to accompany return of
inclosure.

By direction of
W.B. Spong, Jr.
William B. Spong, Jr.

U. S. S.


EXP. PROC.

b7c

REC 99

77-88227-15

11 NOV 27 1967

CORR  ENCE

ack: 11-21-67

3 ENCLOS.

1373

The News

Published by The Lynchburg News, Inc., Lynchburg, Virginia

Formerly Carter Glass & Son, Publishers

PHILIP LIGHTFOOT SCRUGGS, Editor F. JAMES MURDOCK, Associate Editor
THOMAS R. GLASS, Executive Editor DEL P. SMITH, Managing Editor

Tuesday, August 22, 1961

The Distorters

"Wait and see what I do when I get on the Supreme Court. I will send every 'Whitey' to jail I can."
—Thurgood Marshall, recently named by President Johnson to the U.S. Supreme Court.

The preceding remark by the Negro lawyer who undoubtedly will be approved by the Senate to fill retiring Justice Tom Clark's seat on the highest court in the land, was quoted by the Washington Observer newsletter in a report revealing several of Marshall's Communist-front connections.

The newsletter pointed out that a special report of the House Committee on Un-American Activities shows that Marshall was affiliated with the American League Against War and Fascism—an organization launched by the American Communist Party in the early 1930s. Another Communist-front connection cited by the Observer: "Marshall also was a member of the International Juridical Association, a front and offshoot of the International Labor Defense, the legal arm of the American Communist Party."

Marshall also was named as a member of the left-wing National Lawyers Guild, and as co-signer of a telegram to Congress demanding that the notorious Hollywood writers not be cited for contempt for refusing to testify before the HCUA. The newsletter stated that Mar-

shall's remark about sending "every 'Whitey' to jail I can" was made in a closed-door Negro "leadership" meeting at Howard University in October, 1961.

Newsweek magazine of September 18, 1961, quotes Marshall as saying: "We've negotiated too quietly and too reasonably for too long. We've made up our minds to harass the legal hell out of the school boards. From here on out, we're going to be unreasonable, undecent and un-everything else."

Including un-American.

This is the man the Senate is expected to confirm as a Justice of the U.S. Supreme Court, where he will sit in judgment on "Whitey" and on cases involving "civil rights"—a field in which, for 25 years as an NAACP lawyer, he represented one side.

On the court he will find a clique of "noul brothers"—Chief Justice Warren, Fortas Douglas and Brennan. All five have personal political and sociological ideologies which run counter to the philosophy of the Constitution—the Constitution each takes an oath to uphold! The opinions of these five "liberals" will continue to distort the shape of American society, institutions and culture for years to come. Thus are we ruled by persons who hold us in contempt and thereby do we condemn ourselves.

77-8007-
ENCLOSURE

Marshall's Pro-Red Record

Although President Johnson picked Thurgood Marshall for the U.S. Supreme Court because he was a Negro, Marshall had something else going for him.

He has a long background of Communist-front affiliations and activities. Such a background never did anybody harm in the Johnson Administration. Fact is, it seems to help.

Congressman Joe D. Waggonner Jr., D-La., pointed to Marshall's pre-Communist background two years ago when the President nominated Marshall as Solicitor General.

The information, Waggonner explained, came from the public records, files and publications of the House Committee on Un-American Activities.

"This material," Waggonner said, "reveals that Thurgood Marshall was a member of the national committee of the International Juridical Association. The special Committee on Un-American Activities cited the International Juridical Association as 'a Communist front and an offshoot of the International Labor Defense' in Report No. 1311, dated March 29, 1944. Also in a report on the National Lawyers Guild, prepared and published September 17, 1950, by the Committee on Un-American Activities, the International Juridical Association was cited as an organization which 'actively defended Communists and consistently followed the Communist Party line.'"

"A list of officers of the National Lawyers Guild, as of December 1949 which is printed in the committee's report on the National Lawyers Guild on page 18, contains the name of Thurgood Marshall, New York City, among the members of the executive board. He was shown to be an associate editor of the Lawyers Guild Review in the issue of May-June 1948 on Page 422.

"In the Washington Star, on Page A-22 of the February 8, 1948, issue and on Page A-42 of the February 12, 1948, issue of that same paper, a story shows that Marshall criticized the loyalty program in a public forum held under the auspices of the National Lawyers Guild here in Washington.

"As you know, the

Lawyers Guild was cited by the special Committee on Un-American Activities as a Communist front in Report No. 1311 of March 29, 1944, on Page 149. In the committee's report on the organization, released in 1950, the Guild was cited as a Communist front which 'is the foremost legal bulwark of the Communist Party, its front organizations and controlled unions' and which 'since its inception has never failed to rally to the legal defense of the Communist Party individual members thereof, including known espionage agents.'

"The Communist Daily Worker of November 24, 1947, on Page 4, reported that Thurgood Marshall was among a group of attorneys who sent a telegram to New York Congressmen asking them to oppose the contempt citations in the case of the so-called Hollywood 10.

"As I say, this is at least a portion of the Communist front activity of the man the President has nominated to be Solicitor General of the United States. It is probable that at search of the files of the FBI, the Attorney General's office, the Senate Internal Security Subcommittee and an exhaustive search of the records of our own Committee on Un-American Activities would reveal more facts of this same nature. Such a search should be undertaken and the results made known to the people before this nomination is voted upon in the Senate."

Such a search was never made, and won't be made now, either, before Marshall's confirmation to the Supreme Court. A fondness for Communism seems to be one of the unwritten requirements for appointment to the highest court in the land. You can understand why the Communists rarely lose a case that comes before this court, and the court sees to it that it rules on most Communist cases.

The U.S. Supreme Court, as it is constituted today, is the greatest danger to the American people and the American form of government. The court is not a neutral body, not even the court. For, although the constitution gives the Congress the power to check the court's excesses, the Congress

can't have the stomach for it.

LYNCHBURG KEYS - 6/22/67

88227

ENCLOSURE

'The Man' —His Record

Manchester (N. H.) Union Leader
8/17/67

The author of the following guest editorial is John Loftis Jr., former editor of our Vermont Sunday News and now with the Coral Gables Times in Coral Gables, Fla.—EDITORS.

FOR SOME YEARS he was a member of the board of directors of the National Lawyers Guild but resigned from that organization in 1953 during what he termed "the Communist trial."

His resignation came some five years after the organization had officially been designated a Communist front by a special House Committee on Un-American Activities.

In 1957 as head of an organization's Legal Defense and Educational Fund, which the court found so "mixed, interrelated, and intertwined with the parent organization as to be its 'alter ego,'" he was either by constructive or constructive knowledge responsible for the organization's actions which the Court stated in fact included: unlawful practice of law in Texas, soliciting and fomenting litigation, operating in Texas without a license required by Texas law for foreign corporations doing business in that state, and violating the Canons of Ethics of the American Bar Association.

This same individual, in this same Texas trial in 1957 in the District Court of Smith County at the time of the presentation of the request to examine the books, documents and accounts of his organization, refused to permit the authorized representative of the Attorney General to examine certain letters and correspondence. While sitting at his desk he mutilated such documents by cutting signatures and addresses and the delivering the mutilated copies to the authorized party.

In July of 1953, this man wrote to one Dr. Alfred H. Kelly, professor of history at Wayne University in Detroit and offered him \$500 to help prepare a research paper, to be presented to the U.S. Supreme Court, on the intent of the framers of the 14th Amendment respecting the constitutionality of racially segregated schools.

77 - 88227-
ENCLOSURE

On Dec. 23, 1951, eight years later, Dr. Kelly spoke to the American Historical Association of this research: "Never has there been, for the at least, a more dramatic illustration of the difference in function, technique, and culture between lawyer and historian. It is not that we were engaged in formulating laws; there was nothing as crude and naive as that. But we were using facts, embellishing facts, leaving down on facts, sliding off facts, quietly ignoring facts, and above all interpreting facts in a way to do what he said we had to do — 'get by those boys down there.' "

Dr. Kelly spoke of another colloquy that he had had with The Man: "Alfred, you are one of us here and I like you. But I want you to understand that when us colored folks takes over, every time a white man draws a breath, he'll have to pay a fine."

In the Sept. 15, 1951 issue of Newsweek he spoke with the same dedication to his cause: "We've negotiated too quietly and too reasonably for too long. We've made up our minds to hammer the legal hell out of the school boards. From here on out, we're going to be unreasonable, undecent, and uneverything else."

It is not fituous to demand that an individual of only the most exemplary conduct be allowed to sit on the bench of this nation's highest tribunal. And it is for this reason that both of Florida's senators, George Smathers as a member of the Judicial Committee now considering The Man's qualifications and Spessard Holland should cast a nay vote on the appointment of Thurgood Marshall to the United States Supreme Court.

-13-

FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE
COMMUNICATION SECTION

SEP 23 1968

TELETYPE

FBI WASH DC

FBI ATLANTA

221PM URGENT 9-23-68

TO DIRECTOR

FROM ATLANTA 100-NEW

U. S. SUPREME COURT JUSTICE THURGOOD MARSHALL, SPEAKING
ENGAGEMENT AT UNIVERSITY OF GEORGIA, SEPTEMBER TWENTYEIGHT,
NINETEEN SIXTYEIGHT. INTERNAL SECURITY (INFORMATION
CONCERNING).

RE TELEPHONE CALL FROM INSPECTOR JOE SIZOO TO ASAC,
ATLANTA, SEPTEMBER TWENTYTTHREE, SIXTYEIGHT.

U. S. SUPREME COURT JUSTICE THURGOOD MARSHALL IS
SCHEDULED TO ADDRESS A GROUP OF GEORGIA STATE LEGISLATORS
AT A LUNCHEON TO BE HELD AT THE UNIVERSITY OF GEORGIA COLISEUM
IN ATHENS, GEORGIA, BETWEEN TEN AM AND ONE PM SEPTEMBER
TWENTYEIGHT, NINETEEN SIXTYEIGHT, PRIOR TO THE FOOTBALL GAME
TO BE HELD BETWEEN THE UNIVERSITY OF GEORGIA AND CLENSON
UNIVERSITY. SOURCES AT THE UNIVERSITY OF GA. AS WELL AS
SOURCES FROM OTHER INSTITUTIONS, (INCLUDING THOSE IN THE
SAVANNAH DIVISION, HAVE NO KNOWLEDGE OF ANY PLANS BEING MADE

END PAGE ONE 3 1968
327

15 SEP 27

PAGE TWO

BY AN STUDENT GROUP TO DEMONSTRATE AGAINST MARSHALL IN CONNECTION WITH HIS VISIT.

AT THE END OF THE SCHOOL YEAR IN JUNE, NINETEEN SIXTYEIGHT, A CHAPTER OF STUDENTS FOR A DEMOCRATIC SOCIETY (SDS) EXISTED AT THE UNIVERSITY OF GEORGIA IN ATHENS, GEORGIA. THIS CHAPTER HAD FIFTEEN MEMBERS AT ITS PEAK; HOWEVER, FOUR OF THESE MEMBERS WERE SUSPENDED AT THE END OF THE SCHOOL YEAR FOR PARTICIPATING IN SIT-IN DEMONSTRATIONS IN THE ACADEMIC BUILDING AT THE UNIVERSITY OF GEORGIA IN APRIL, SIXTYEIGHT.

SOURCES AT THE UNIVERSITY OF GEORGIA STATE THE POSSIBILITY EXISTS THAT SOME OF THE SDS MEMBERS MAY POSSIBLY PICKET MARSHALL; HOWEVER, THESE INDIVIDUALS ARE MORE CONCERNED AT THE PRESENT TIME WITH PROTESTING THEIR SUSPENSION BY THE UNIVERSITY OF GEORGIA. STUDENTS AT THE UNIVERSITY OF GEORGIA WILL BE REGISTERING FOR FALL CLASSES UP THROUGH SEPTEMBER TWENTYEIGHT, SIXTYEIGHT; THEREFORE, THEY HAVE HAD LITTLE OPPORTUNITY TO ORGANIZE ANY ACTIVITY AS OF THE PRESENT TIME.

END PAGE TWO

138

PAGE THREE

**SOURCES AT THE UNIVERSITY OF GEORGIA AS WELL AS THOSE
CONNECTED WITH OTHER COLLEGES WILL FOLLOW THIS MATTER
CLOSELY AND THE BUREAU WILL BE ADVISED IMMEDIATELY UPON
RECEIPT OF ANY INFORMATION INDICATING THE POSSIBILITY OF
ANY DEMONSTRATION AGAINST MARSHALL.**

END

LPT

FBI WASH DC

●

11 0 50 14 29

11 11 13 1974

11 11 13 1974

1380

UNITED STATES GOVERNMENT

Memorandum

TO : MR. TOLSON

DATE: 9/23/68

FROM : C. D. DeLoach *CD*

cc Mr. DeLoach
Mr. Sullivan

SUBJECT: HARASSMENT OF
SUPREME COURT JUSTICE
THURGOOD MARSHALL,
AT UNIVERSITY OF WISCONSIN -

POTENTIAL FOR HARASSMENT
AT UNIVERSITY OF GEORGIA

Justice Thurgood Marshall called at 9:40 a.m., today. He stated he was somewhat of a "practicing coward" and that he had been deliberately harassed at the University of Wisconsin while attempting to make an appearance there over the past weekend. He stated the demonstrators were representatives of the Black Panther Party, as well as a number of individuals who were anti-administration with respect to Vietnam. He mentioned that there were not over one dozen representatives of each group; however, they were vociferous and very active in their harassment. He indicated he became somewhat afraid for his safety.

The Justice told me that this weekend he will make an appearance at the University of Georgia, Athens, Georgia, and that he is even more concerned about his safety there. He asked if the FBI would be kind enough to "size up the situation" there in an attempt to ascertain if he can expect similar harassment at that location.

I told the Justice we would check files and see what we could find out, and I would be back in touch with him.

ACTION:

It is suggested the Domestic Intelligence Division check with both the Atlanta and Savannah Offices to determine if there is any potential harassment in connection with the scheduled appearance of Justice Marshall at the University of Georgia this weekend. We can afterwards give the Justice a call relative to any facts turned up. The Justice is well aware of the fact that the FBI cannot afford him protection.

CDD: (S) *CD*

*Handled with [redacted] 9/23/68
Keith [redacted] Atlanta
will [redacted] 9/23*

EX-101

REC-52

77-88227-160

OCT 1 1968

b7C

Tolson _____
DeLoach _____
Mohr _____
Bishop _____
Casper _____
Callahan _____
Conrad _____
Felt _____
Gale _____
Rosen _____
Sullivan ☒ _____
Tavel _____
Trotter _____
Tele. Room _____
Holmes _____
Gandy _____

UNITED STATES GOVERNMENT

Memorandum

TO : DIRECTOR, FBI,

DATE: 11/25/68

FROM : SAC, ATLANTA (100-7530) (C)

TH
SUBJECT: U. S. SUPREME COURT JUSTICE
THURGOOD MARSHALL,
SPEAKING ENGAGEMENT AT THE
UNIVERSITY OF GEORGIA,
SEPTEMBER 27, 1968,
INTERNAL SECURITY (INFORMATION
CONCERNING)

Re Atlanta teletype to Bureau 9/23/68.

PSI, [REDACTED] Athens, Georgia, advised that the appearance of U. S. Supreme Court Justice THURGOOD MARSHALL at the University of Georgia Law School on the afternoon of 9/27/68, was without any incident insofar as demonstrated by any groups against MARSHALL speaking at the University of Georgia.

EX-103

REC-15

77-81227-161

2 - Bureau
1 - Atlanta

(3)

NOV 27 1968

DEC 5 2 58 PM '68

REC'D DOM INTELL



DEC 6

1968

Buy U.S. Savings Bonds Regularly on the Payroll Savings Plan

1382

Date 9/24/68

Attached teletype indicates that at present time a controversy exists at University of Georgia regarding suspension of SDS members and possibility exists that some SDS members may picket Marshall. Sources advised, however, that SDS not organized on University of Georgia campus at present time and no definite plans to picket Marshall known to sources.

Information in attached teletype will be telephonically furnished to Justice Marshall.

Inform. furnished to Special Agent in Charge
2/5/67 -